

UNITED STATES STATUTES AT LARGE

CONTAINING THE

LAWS AND CONCURRENT RESOLUTIONS
ENACTED DURING THE SECOND SESSION OF THE
EIGHTY-FOURTH CONGRESS
OF THE UNITED STATES OF AMERICA

1956

AND

PROCLAMATIONS

VOLUME 70

IN ONE PART



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Public Laws

ENACTED DURING THE

SECOND SESSION OF THE EIGHTY-FOURTH CONGRESS

OF THE

UNITED STATES OF AMERICA

Begun and held at the City of Washington on Tuesday, January 3, 1956, and adjourned sine die on Friday, July 27, 1956. DWIGHT D. EISENHOWER, President; RICHARD M. NIXON, Vice President; SAM RAYBURN, Speaker of the House of Representatives.

Public Law 391

CHAPTER 1

AN ACT

To amend the Communications Act of 1934 in regard to protests of grants of instruments of authorization without hearing.

January 20, 1956
[H. R. 5614]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (c) of section 309 of the Communications Act of 1934, as amended, is amended to read as follows:

Communications
Act of 1934, a-
mendment.
66 Stat. 715.
47 USC 309.

“(c) When any instrument of authorization is granted by the Commission without a hearing as provided in subsection (a) hereof, such grant shall remain subject to protest as hereinafter provided for a period of thirty days. During such thirty-day period any party in interest may file a protest under oath directed to such grant and request a hearing on said application so granted. Any protest so filed shall be served on the grantee, shall contain such allegations of fact as will show the protestant to be a party in interest, and shall specify with particularity the facts relied upon by the protestant as showing that the grant was improperly made or would otherwise not be in the public interest. The Commission shall, within thirty days of the filing of the protest, render a decision making findings as to the sufficiency of the protest in meeting the above requirements; and, where it so finds, shall designate the application for hearing upon issues relating to all matters specified in the protest as grounds for setting aside the grant, except with respect to such matters as to which the Commission, after affording protestant an opportunity for oral argument, finds, for reasons set forth in the decision, that, even if the facts alleged were to be proven, no grounds for setting aside the grant are presented.

The Commission may in such decision redraft the issues urged by the protestant in accordance with the facts or substantive matters alleged in the protest, and may also specify in such decision that the application be set for hearing upon such further issues as it may prescribe, as well as whether it is adopting as its own any of the issues resulting from the matters specified in the protest. In any hearing subsequently held upon such application issues specified by the Commission upon its own initiative or adopted by it shall be tried in the same manner provided in subsection (b) hereof, but with respect to issues resulting from facts set forth in the protest and not adopted or specified by the Commission, on its own motion, both the burden of proceeding with the introduction of evidence and the burden of proof shall be upon the protestant. The hearing and determination of cases arising under this subsection shall be expedited by the Commission and pending hearing and decision the effective date of the Commission's action to which protest is made shall be postponed to the effective date of the Commission's decision after hearing, unless the authorization involved is necessary to the maintenance or conduct of an existing service, or unless the Commission affirmatively finds for reasons set forth in the decision that the public interest requires that the grant remain in effect, in which event the Commission shall authorize the applicant to utilize the facilities or authorization in question pending the Commission's decision after hearing."

Approved January 20, 1956.

Public Law 392

CHAPTER 2

AN ACT

January 25, 1956
[H. R. 1768]

For the relief of the Jefferson and Plaquemines Drainage District and certain persons whose properties abut on the Federal Government's right-of-way for Harvey Canal in Louisiana.

Jefferson and
Plaquemines
Drainage Dis-
trict, La.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That jurisdiction is hereby conferred on the United States District Court for the Eastern District of Louisiana, New Orleans Division, to hear, determine, and render judgment fixing the boundary between the east right-of-way line for Harvey Canal (a segment of the Intracoastal Canal in Louisiana), south of the eighty-arpent line, and the abutting properties and the easement, servitude and right of use for levee purposes adjacent to said right-of-way line, claimed by the Jefferson and Plaquemines Drainage District, and which said right-of-way was conveyed to the United States by act of sale from Harvey Canal Land and Improvement Company on March 10, 1924, and registered in the records of the parish of Jefferson, State of Louisiana, on March 10, 1924, in conveyance book 61, folio 443. In the determination of such matter all defenses of the United States based upon laches, lapses of time, statutes of limitation, prescriptive periods, and estoppel arising out of the issuance of permits for any activities or constructions along said Harvey Canal, are hereby waived.

SEC. 2. Such suit may be instituted at any time within one year after the enactment of this Act by Jefferson and Plaquemines Drainage District or any of said abutting property owners, and any of said other parties may join or intervene in such action. Nothing in this Act shall be construed as an inference of liability on the part of the United States.

SEC. 3. No monetary benefits or claims against the United States shall accrue as a result of the determination of the said boundary under this Act.

Approved January 25, 1956.

Public Law 393

CHAPTER 12

AN ACT

To amend section 6 of the Act of August 30, 1890, as amended, and section 2 of the Act of February 2, 1903, as amended.

January 28, 1956
[S. 1166]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 6 of the Act of August 30, 1890 (26 Stat. 414, 416; 21 U. S. C. 104), "An Act providing for an inspection of meats for exportation, prohibiting the importation of adulterated articles of food or drink, and authorizing the President to make proclamation in certain cases, and for other purposes", as amended, is further amended by deleting the words "and the admission into the Virgin Islands" immediately following the word "Texas" in the first sentence of such section; deleting the period at the end of such sentence; and adding the following clause after the word "therefrom" in such sentence: ", and the admission from the British Virgin Islands into the Virgin Islands of the United States, for slaughter only, of cattle which have been infested with or exposed to ticks upon being freed therefrom."

Virgin Islands.
Admission of
cattle and poultry.

68 Stat. 510.

SEC. 2. That section 2 of the Act of February 2, 1903 (32 Stat. 791, 792; 21 U. S. C. 111), "An Act to enable the Secretary of Agriculture to more effectually suppress and prevent the spread of contagious and infectious diseases of livestock, and for other purposes", as amended, is further amended by deleting the proviso reading: "*Provided, That no such regulations or measures shall pertain to the introduction of live poultry into the Virgin Islands of the United States.*"

68 Stat. 510.

Approved January 28, 1956.

Public Law 394

CHAPTER 13

AN ACT

To authorize the Secretary of the Interior to execute a repayment contract with the Yuma Mesa Irrigation and Drainage District, Gila project, Arizona, and for other purposes.

January 28, 1956
[S. 1689]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized to execute a contract with the Yuma Mesa Irrigation and Drainage District, Gila project, Arizona, on such terms and conditions as the Secretary deems appropriate, which shall provide, among other things, for repayment by the District to the United States over a period of not exceeding sixty years from the end of the development period for each irrigation block established by the Secretary for lands situate within said district of (1) an average of \$200 per acre for lands in said district for which irrigation facilities have been constructed, to be allocated as determined to be appropriate by the Secretary among the twelve thousand twenty-three and six-tenths acres of class 2 lands and the seven thousand nine hundred forty-six and four-tenths acres of class 3 lands in the district, as classified in the Bureau of Reclamation report titled

Yuma Mesa Irrigation District,
Ariz.
Repayment contract.

"Land Classification Report, Unit One, Yuma Mesa Division, Gila Project, Arizona, May 1949", as amended, made pursuant to subsection (d) of section 4 of the Act of December 5, 1924 (43 Stat. 702, 43 U. S. C. 462); (2) the unpaid operation and maintenance charges which accrued prior to June 30, 1954, totaling \$297,167.45, as allocated by the Secretary to said lands situate within the district; and (3) the costs of the works authorized in section 2 hereof, not exceeding \$1,350,000, and further providing for the release, on such terms and conditions as the Secretary finds appropriate, of the existing predevelopment contracts and mortgages held by the United States on the lands situate within the district which were predeveloped by the United States, and for the repayment to the United States by the lands benefited by said predevelopment of the amounts provided for in said mortgages in the same period within which the costs for the construction of the irrigation facilities are to be repaid.

Surveys, construction, etc.

SEC. 2. The Secretary is authorized on such terms and conditions as he deems appropriate to make drainage surveys and investigations of the lands within the district, to construct drainage facilities and works therefor, to install additional pump capacity in the Yuma Mesa Pump Plant of not to exceed two hundred and seventy-five cubic feet per second, to construct such buildings determined by him to be appropriate in connection with the operation and maintenance of the lands situate within the district, and to provide in the contract referred to in section 1 hereof for the performance of such work.

Excess expenditures by U. S.

43 USC 613-613e.

SEC. 3. Expenditures by the United States in excess of the amounts to be repaid by the district as provided in section 1 hereof, which have been allocated by the Secretary (a) to acreage eliminated from the Gila project pursuant to the Act of July 30, 1947 (61 Stat. 628), (b) to dust control on the Yuma Mesa Division, Gila project, (c) to that portion of predevelopment costs not heretofore covered by contracts and mortgages covering predevelopment charges on lands situate within the district, and (d) other costs allocated by the Secretary to the lands situate within the district not otherwise covered by the repayment obligation in section 1 hereof to be assumed by the district or not otherwise allocated by the Secretary to other contracting entities and which are not assumed or are not to be assumed by them, shall be nonreimbursable: *Provided*, That all revenues from the disposal of public lands within the district (which disposition is hereby authorized on terms and conditions satisfactory to the Secretary) or from special water service contracts other than those which the Secretary determines are allocable to operation and maintenance costs of the district shall be retained by the United States.

Termination.

SEC. 4. The authority granted in section 1 of this Act to execute said contract shall terminate on December 31, 1957.

43 USC 485a.

SEC. 5. This Act is declared to be a part of the Federal reclamation laws as they are defined in the Reclamation Project Act of 1939 (53 Stat. 1187).

Approved January 28, 1956.

Public Law 395

CHAPTER 14

AN ACT

January 28, 1956
[S. 2170]

To permit sale of Commodity Credit Corporation stocks of basic and storable nonbasic agricultural commodities without restriction where similar commodities are exported in raw or processed form.

Agricultural commodities, sale.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 407

of the Agricultural Act of 1949, as amended, is amended by adding at the end of such section the following: "For the purposes of this section, sales for export shall not only include sales made on condition that the identical commodities sold be exported, but shall also include sales made on condition that commodities of the same kind and of comparable value or quantity be exported, either in raw or processed form."

Approved January 28, 1956.

68 Stat. 583.
7 USC 1427.

Public Law 396

CHAPTER 15

AN ACT

To amend the Internal Revenue Code of 1954 with respect to deductions from gross income of amounts contributed to employees trusts.

January 28, 1956
[H. R. 4582]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That a new paragraph be added to section 381 (c) of the Internal Revenue Code of 1954 to read as follows:

Internal Revenue Code of 1954, amendment.

"(20) CARRY-OVER OF UNUSED PENSION TRUST DEDUCTIONS IN CERTAIN CASES.—Notwithstanding the other provisions of this section, or section 394 (a), a corporation which has acquired the properties and assumed the liabilities of a wholly owned subsidiary shall be considered to have succeeded to and to be entitled to take into account contributions of the subsidiary to a pension plan, and shall be considered to be the distributor or transferor corporation after the date of distribution or transfer (but not for taxable years with respect to which this paragraph does not apply) for the purpose of determining the amounts deductible under section 404 with respect to contributions to a pension plan if—

68A Stat. 129.
26 USC 381.

"(A) the corporate laws of the State of incorporation of the subsidiary required the surviving corporation in the case of merger to be incorporated under the laws of the State of incorporation of the subsidiary; and

"(B) the properties were acquired in a liquidation of the subsidiary in a transaction subject to section 112 (b) (6) of the Internal Revenue Code of 1939."

SEC. 2. The amendments made by the first section of this Act shall apply with respect to taxable years beginning after December 31, 1953, and ending after August 16, 1954.

Effective date.

Approved January 28, 1956.

Public Law 397

CHAPTER 16

AN ACT

To amend the Internal Revenue Code of 1939 with respect to the period of limitation for filing claims by certain transferees and fiduciaries for credit or refund of income taxes.

January 28, 1956
[H. R. 5428]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 311 (b) (4) of the Internal Revenue Code of 1939 is hereby amended by inserting "(A)" after "(4)" and by adding at the end thereof the following:

Internal Revenue Code of 1939, amendment.
53 Stat. 90.

"(B) For the purpose of determining the period of limitation on credit or refund to the transferee or fiduciary of—

“(i) overpayments of tax made by such transferee or fiduciary, or

“(ii) overpayments of tax made by the transferor of which the transferee or fiduciary is legally entitled to credit or refund,

the agreement referred to in subparagraph (A) and any extension thereof shall be deemed an agreement and extension thereof referred to in section 322 (b) (3).

“(C) If the agreement referred to in subparagraph (A) is executed after the expiration of the period of limitation for assessment against the taxpayer with reference to whom the liability of such transferee or fiduciary arises, then, in applying the limitations under section 322 (b) (3) on the amount of the credit or refund, the periods specified in section 322 (b) (3) shall be increased by the period from the date of such expiration to the date of the agreement.”

Effective date.

SEC. 2. This Act shall be effective in all circumstances in which it would have been effective if it had been enacted on August 17, 1954.

Approved January 28, 1956.

Public Law 398

CHAPTER 17

AN ACT

January 28, 1956
[H. R. 7036]

To amend section 37 of the Internal Revenue Code of 1954 with respect to the earned income limitation on retirement income.

Retirement in-
come-tax credit.
68A Stat. 15.
26 USC 37.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 37 (d) (2) of the Internal Revenue Code of 1954 (relating to limitation on retirement income) is hereby amended to read as follows:

“(2) in the case of any individual who has not attained the age of 72 before the close of the taxable year, any amount of earned income (as defined in subsection (g))—

“(A) in excess of \$900 received by the individual in the taxable year if such individual has not attained the age of 65 before the close of the taxable year, or

“(B) in excess of \$1,200 received by the individual in the taxable year if such individual has attained the age of 65 before the close of the taxable year.”

Effective date.

SEC. 2. The amendment made by the first section of this Act shall apply only with respect to taxable years beginning after December 31, 1955.

Approved January 28, 1956.

Public Law 399

CHAPTER 18

AN ACT

January 28, 1956
[H. R. 7282]

Relating to the allowance of the credits for dividends received, for dividends paid, and for a Western Hemisphere trade corporation in computing the alternative tax of a corporation with respect to its capital gains.

65 Stat. 470.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 117 (c) (1) (A) of the Internal Revenue Code of 1939 is hereby amended by inserting after the word “reduced” the following: “(except for the purposes of determining the credits allowable under subsections (b), (h), and (i) of section 26)”.

SEC. 2. The amendment made by section 1 shall be applicable with respect to taxable years beginning after December 31, 1951, and before January 1, 1954. No interest shall be allowed or paid on any overpayment resulting from such amendment.

Approved January 28, 1956.

Effective date.

Public Law 400

CHAPTER 19

AN ACT

Relating to the application of the documentary stamp tax to transfers of certain obligations paid for in installments.

January 28, 1956
[H. R. 7364]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That effective as of January 1, 1955, section 4332 of the Internal Revenue Code of 1954 (relating to exemption from tax on sales or transfers of certificates of indebtedness) is hereby amended by relettering subsection (b) as subsection (c) and by inserting after subsection (a) the following new subsection:

Documentary
stamp tax.
68A Stat. 516.
26 USC 4332.

“(b) **INSTALLMENT PURCHASE OF OBLIGATIONS.**—The tax imposed by section 4331 shall not apply to any instrument under the terms of which the obligee is required to make payment therefor in installments and is not permitted to make in any year a payment of more than 20 per cent of the cash amount to which entitled upon maturity of the instrument.”

68A Stat. 516.
26 USC 4331.

Approved January 28, 1956.

Public Law 401

CHAPTER 27

JOINT RESOLUTION

To request the Secretary of State to arrange for the International Joint Commission, United States and Canada, to conduct a survey of the proposed Passamaquoddy tidal power project, and for other purposes.

January 31, 1956
[S. J. Res. 12]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the International Joint Commission created by the treaty between the United States and Great Britain relating to boundary waters between the United States and Canada, signed at Washington on January 11, 1909, under the provisions of such treaty, be requested by the Secretary of State to arrange for a final survey to be made to determine the cost of construction of the proposed Passamaquoddy tidal power project at Passamaquoddy Bay in the State of Maine, United States of America, and the Province of New Brunswick, Dominion of Canada, and to determine whether or not such cost would allow hydroelectric power to be produced at a price that is economically feasible, and also to determine what contribution such project would make to the national economy and the national defense.

Passamaquoddy
tidal power proj-
ect.
Survey.
36 Stat. 2448.

SEC. 2. The survey provided for in the first section shall make use of the report (dated March 15, 1950) made by the International Passamaquoddy Engineering Board to the International Joint Commission, and with the supplemental report (dated May 1952) on details of estimate of cost of comprehensive investigation of Passamaquoddy tidal power project by Corps of Engineers, United States Army.

SEC. 3. The Secretary of the Army, the Federal Power Commission, and other officers and agencies of the Government of the United States are authorized to assist the International Joint Commission

Agency assist-
ance.

in the making of such survey, and shall be compensated for any work performed pursuant to this section out of such funds as may hereafter be appropriated for use by the International Joint Commission in carrying out this joint resolution.

Report.

SEC. 4. The Secretary of State shall report the results of such survey to the Congress of the United States.

Appropriation.

SEC. 5. There is authorized to be appropriated not to exceed \$3,000,000 to carry out this joint resolution, and any sum appropriated pursuant to this section shall be included in any determination of the proportionate share of the cost of construction of the Passamaquoddy tidal power project to be borne by the United States.

Restriction.

SEC. 6. Nothing in this joint resolution or the survey authorized herein shall in any way commit the Congress or the Government of the United States as to future action on construction of any such project.

Approved January 31, 1956.

Public Law 402

CHAPTER 29

February 2, 1956
[H. R. 7871]

AN ACT

To amend the Small Business Act of 1953.

Small Business.

67 Stat. 233.
15 USC 633.

Revolving fund.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (b) of section 204 of the Small Business Act of 1953, as amended, is hereby amended to read as follows:

“(b) The Administration is authorized to obtain money from the Treasury of the United States for use in the performance of the powers and duties granted to or imposed upon it by law, not to exceed a total of \$375,000,000 outstanding at any one time. For this purpose appropriations not to exceed \$375,000,000 are hereby authorized to be made to a revolving fund in the Treasury. Advances shall be made to the Administration from the revolving fund when requested by the Administration. This revolving fund shall be used for the purposes enumerated subsequently in section 207 (a), (b) (1), (b) (2), and (b) (3). Not to exceed an aggregate of \$150,000,000 shall be outstanding at any one time for the purposes enumerated in section 207 (a). Not to exceed an aggregate of \$125,000,000 shall be outstanding at any one time for the purposes enumerated in section 207 (b) (1). Not to exceed an aggregate of \$100,000,000 shall be outstanding at any one time for the purposes enumerated in section 207 (b) (2) and (b) (3). The Administration shall pay into miscellaneous receipts of the Treasury at the close of each fiscal year, interest on the net amount of the cash disbursements from such advances at a rate determined by the Secretary of the Treasury, taking into consideration the current average rate on outstanding interest-bearing marketable public debt obligations of the United States of comparable maturities.”

Disaster loans.

69 Stat. 549.
15 USC 636.

SEC. 2. The proviso in paragraph (1) of subsection (b) of section 207 of the Small Business Act of 1953, as amended, is hereby amended to read as follows: “*Provided*, That no such loan including renewals and extensions thereof may be made for a period or periods exceeding twenty years: *And provided further*, That the interest rate on the Administration's share of loans made under this paragraph shall not exceed 3 per centum per annum.”

SEC. 3. (a) Subsection (b) of section 207 of the Small Business Act of 1953, as amended, is hereby further amended (1) by striking the word “and” which follows the semicolon at the end of paragraph (3);

(2) by striking the period at the end of paragraph (4) and inserting in lieu thereof “; and”; and (3) by adding at the end of such subsection a new paragraph as follows:

“(5) to further extend the maturity of or renew any loan made pursuant to this section, beyond the periods stated therein, or any loan transferred to the Administration pursuant to Reorganization Plan Numbered 2 of 1954, for additional periods not to exceed ten years, if such extension or renewal will aid in the orderly liquidation of such loan.”

(b) Subsection (f) of section 207 of such Act is hereby repealed.

Approved February 2, 1956.

68 Stat. 1280.
5 USC 133z-15.

69 Stat. 547.

Public Law 403

CHAPTER 31

AN ACT

To increase the fee for executing an application for a passport.

February 10, 1956
[H. R. 5844]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first proviso of section numbered 1 of the Act entitled “An Act making an appropriation for the Diplomatic and Consular Service for the fiscal year ending June 30, 1921”, approved June 4, 1920 (22 U. S. C., sec. 214), is amended by striking out “the retention by” and “of the fee of \$1” and by inserting after the word “officials” the following language: to collect and retain the sum of \$2 as the fee.

Approved February 10, 1956.

Passport fees.

41 Stat. 750.

Public Law 404

CHAPTER 32

AN ACT

Authorizing the completion of the initial stage of development for flood control and other purposes in the Russian River Basin, California.

February 10, 1956
[H. R. 7930]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in addition to the authorization of \$11,522,000 for accomplishment of the initial stage of the plan for flood control and other purposes in the Russian River Basin, California, authorized by the Flood Control Act of 1950, there is hereby authorized the completion of the initial stage at an estimated additional cost of \$1,165,000.

SEC. 2. There are hereby authorized to be appropriated such sums as may be necessary to carry out the provisions of this Act.

Approved February 10, 1956.

Russian River
Basin, Calif.

64 Stat. 177.

Appropriation.

Public Law 405

CHAPTER 33

JOINT RESOLUTION

To permit FHA Title I repair assistance to new homes damaged by major disasters.

February 10, 1956
[H. J. Res. 471]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 (a) of the National Housing Act, as amended, is hereby amended by striking the period at the end thereof and inserting a colon and the following: “Provided, That this clause (iii) shall not be mandatory with respect to the period of occupancy or completion of new residential

Housing.
Repair assist-
ance.
68 Stat. 590.
12 USC 1703.

64 Stat. 1109.
42 USC 1855a.

structures where such structures have been damaged in a disaster which the President, pursuant to section 2 (a) of the Act entitled "An Act to authorize Federal assistance to States and local governments in major disasters, and for other purposes" (Public Law 875, Eighty-first Congress, approved September 30, 1950), as amended, has determined to be a major disaster."

Approved February 10, 1956.

Public Law 406

CHAPTER 34

February 14, 1956
[H. R. 9063]

AN ACT

Making appropriations for the fiscal year ending June 30, 1956, and for other purposes.

Urgent Deficiency Appropriation Act, 1956.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, to supply appropriations (this Act may be cited as the "Urgent Deficiency Appropriation Act, 1956") for the fiscal year ending June 30, 1956, and for other purposes, namely:

CHAPTER I

FUNDS APPROPRIATED TO THE PRESIDENT

DISASTER RELIEF

For an additional amount for "Disaster relief", \$25,000,000, to remain available until expended: *Provided*, That not exceeding 3 per centum of the foregoing amount shall be available for administrative expenses.

INDEPENDENT OFFICES

VETERANS ADMINISTRATION

SERVICE-DISABLED VETERANS INSURANCE FUND

65 Stat. 36.

To increase the capital of the fund established in accordance with section 620 of the National Service Life Insurance Act of 1940, as amended (38 U. S. C. 821), \$750,000.

CHAPTER II

DEPARTMENT OF DEFENSE—CIVIL FUNCTIONS

DEPARTMENT OF THE ARMY

RIVERS AND HARBORS AND FLOOD CONTROL

GENERAL INVESTIGATIONS

For an additional amount for "General investigations", \$330,000, to remain available until expended.

CONSTRUCTION, GENERAL

For an additional amount for "Construction, general", \$34,436,000, to remain available until expended.

GENERAL EXPENSES

For an additional amount for "General expenses", \$30,000.

CHAPTER III

DISTRICT OF COLUMBIA

OPERATING EXPENSES

EXECUTIVE OFFICE

For an additional amount for "Executive Office", to be available on and after August 12, 1955, for regulating the election of delegates representing the District of Columbia to national political conventions, \$40,000.

DIVISION OF EXPENSES

The sum appropriated in this Act for the District of Columbia shall, unless otherwise specifically provided for, be paid out of the general fund of the District of Columbia, as defined in the District of Columbia Appropriation Act, 1956.

69 Stat. 246.

CHAPTER IV

LEGISLATIVE BRANCH

SENATE

SALARIES, OFFICERS AND EMPLOYEES

Office of the Vice President

Office of the Vice President: For an additional amount for clerical assistants to the Vice President, \$6,270;

ADMINISTRATIVE AND CLERICAL ASSISTANTS TO SENATORS

Administrative and Clerical Assistants to Senators: For an additional amount for administrative and clerical assistants for Senators, to provide additional clerical assistants for each Senator from the State of California, so that the allowance for administrative and clerical assistants for such Senators will be equal to that allowed other Senators from States having a population of over thirteen million, the population of said State having exceeded thirteen million inhabitants, \$4,780;

OFFICE OF SERGEANT AT ARMS AND DOORKEEPER

Office of Sergeant at Arms and Doorkeeper: For an additional amount for office of Sergeant at Arms and Doorkeeper, \$8,350: *Provided*, That effective August 1, 1955, the basic annual rates of compensation of the following positions shall be: superintendent, press gallery, \$5,340; first assistant superintendent, press gallery, \$4,740; second assistant superintendent, press gallery, \$3,840; third assistant superintendent, press gallery, \$3,300; fourth assistant superintendent, press gallery, \$2,580; secretary, press gallery, \$2,100; superintendent, radio press gallery, \$5,220; first assistant superintendent, radio press gallery, \$4,020; second assistant superintendent, radio press gallery, \$3,540;

third assistant superintendent, radio press gallery, \$3,000; and superintendent, periodical press gallery, \$4,320;

In all, salaries, officers and employees, \$19,400.

CONTINGENT EXPENSES OF THE SENATE

Reporting Senate proceedings: For an additional amount for reporting the debates and proceedings of the Senate, \$5,465.

Furniture: For an additional amount for materials for, repairs of, and the purchase of furniture, \$5,000.

Inquiries and Investigations: For an additional amount for expenses of inquiries and investigations, fiscal year 1955, \$40,000.

Inquiries and Investigations: For an additional amount for expenses of inquiries and investigations, \$900,000.

Motor Vehicles: For an additional amount for maintaining, exchanging, and equipping motor vehicles, \$5,000.

ADMINISTRATIVE PROVISION

68 Stat. 736.
5 USC 2091 note.

For the purpose of determining the amount of insurance for which an individual is eligible under the Federal Employees' Group Life Insurance Act of 1954, all changes in rates of compensation or salary which result from the appropriations under the heading "Senate" shall be held and considered to be effective as of the first day of the first pay period which begins on or after the date of such enactment.

HOUSE OF REPRESENTATIVES

For payment to Joan B. Cavalcante and Jane B. Thomas, daughters of Vera Buchanan, late a Representative from the State of Pennsylvania, \$22,500.

For payment to Grace B. Dingell, widow of John D. Dingell, late a Representative from the State of Michigan, \$22,500.

ARCHITECT OF THE CAPITOL

CAPITOL BUILDINGS AND GROUNDS

41 USC 5.

Senate restaurants: For repairs, improvements, equipment, materials, and all necessary incidental expenses, to provide improved facilities for the Senate restaurants, Capitol Building, \$20,000, to remain available until expended and to be expended by the Architect of the Capitol under the supervision of the Senate Committee on Rules and Administration, without regard to section 3709 of the Revised Statutes, as amended.

69 Stat. 515.

Extension of the Capitol: The paragraph entitled "Extension of the Capitol" in the Legislative Appropriation Act, 1956, is hereby amended by inserting after the words "to remain available until expended" and before the colon, a comma and the following: "and there are hereby authorized to be appropriated such additional sums as may be determined by said Commission to be required for the purposes hereof".

CHAPTER V

CLAIMS FOR DAMAGES, AUDITED CLAIMS, AND JUDGMENTS

For payment of claims for damages as settled and determined by departments and agencies in accord with law, audited claims certified

to be due by the General Accounting Office, and judgments rendered against the United States by United States district courts and the United States Court of Claims, as set forth in House Document Numbered 327, Eighty-fourth Congress, \$1,109,201, together with such amounts as may be necessary to pay interest (as and when specified in such judgments or in certain of the settlements of the General Accounting Office or provided by law) and such additional sums due to increases in rates of exchange as may be necessary to pay claims in foreign currency: *Provided*, That no judgment herein appropriated for shall be paid until it shall have become final and conclusive against the United States by failure of the parties to appeal or otherwise: *Provided further*, That, unless otherwise specifically required by law or by the judgment, payment of interest wherever appropriated for herein shall not continue for more than thirty days after the date of approval of this Act.

Approved February 14, 1956.

Public Law 407

CHAPTER 35

AN ACT

February 15, 1956
[H. R. 6298]

To amend section 601 (g) of the Act entitled "An Act to expedite the provision of housing in connection with national defense, and for other purposes", approved October 14, 1940, as amended, to permit transfer of war housing projects to the city of Moses Lake, Washington, and to other communities similarly situated.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection 601 (g) of the Act entitled "An Act to expedite the provision of housing in connection with national defense, and for other purposes", approved October 14, 1940, as amended, is hereby amended by striking the period at the end thereof and adding the following: "if at the time of the relinquishment or transfer there is in existence in such a municipality a local public agency organized specifically and solely for the purpose of slum clearance and community redevelopment."

Moses Lake,
Wash.

64 Stat. 63.
42 USC 1581.

Approved February 15, 1956.

Public Law 408

CHAPTER 36

AN ACT

February 15, 1956
[H. R. 7094]

To amend section 120 of the Internal Revenue Code of 1939 (relating to unlimited deduction for charitable contributions).

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 120 of the Internal Revenue Code of 1939 (relating to unlimited deduction for charitable and other contributions) is hereby amended by striking out "in each of the ten preceding taxable years" and inserting in lieu thereof "in eight of the ten preceding taxable years".

Taxes.
Charitable con-
tributions.
53 Stat. 56.

SEC. 2. (a) Except as provided in subsections (b), (c), and (d), the amendment made by the first section of this Act shall apply to all taxable years to which the Internal Revenue Code of 1939 applies.

Effective date.

(b) Notwithstanding any other provision of law, credit for any overpayment resulting from the amendment made by the first section of this Act shall not be allowed, and the refund of any such overpayment shall be made only if it is established to the satisfaction of the Secretary of the Treasury or his delegate—

Refunds—

68A Stat. 59.
26 USC 170.

(1) in the case of a taxpayer who has not died at the time the refund is made, that the amount of such refund is to be paid forthwith as a charitable contribution (as defined in section 170 (c) of the Internal Revenue Code of 1954), or

68A Stat. 390.
26 USC 2055.

(2) in the case of a taxpayer who has died at the time the refund is made, that (A) an amount equal to the amount of the refund, under the terms of the decedent's will, will be transferred to any person or organization described in section 2055 of the Internal Revenue Code of 1954, and (B) an amount equal to the amount of such transfer is deductible from the value of the gross estate under such section or the corresponding provisions of the Internal Revenue Code of 1939.

No interest shall be paid upon any overpayment resulting from the amendment made by the first section of this Act.

(c) The amount of any refund made under this Act, and the payment or transfer of such amount as described in paragraph (1) or (2) of subsection (b), shall not be taken into account in determining any liability of the taxpayer or his estate for income tax or estate tax under the Federal income tax and estate tax laws.

Period of limita-
tion.

53 Stat. 91.

(d) If a claim for refund relates to an overpayment on account of the amendment made by the first section of this Act, in lieu of the three-year period of limitation prescribed in section 322 (b) (1) of the Internal Revenue Code of 1939, the period shall be seven years from the date prescribed by law for filing the return for the year with respect to which the claim is made. In the case of a claim described in this subsection, the amount of the refund may exceed the portion of the tax paid within the period prescribed in paragraph (2) or (3), whichever is applicable of section 322 (b) of such code, to the extent of the amount of the overpayment attributable to the amendment made by the first section of this Act.

Approved February 15, 1956.

Public Law 409

CHAPTER 37

AN ACT

February 15, 1956
[S. 1683]

To amend the Act of June 13, 1949 (63 Stat. 172), and for other purposes.

Yuma auxiliary
project, Ariz.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the boundaries of the Yuma auxiliary project, Arizona, as limited by the Act of June 13, 1949 (63 Stat. 172), are modified so as to exclude therefrom the following lands, containing two hundred eighty-five and thirteen one-hundredths irrigable acres more or less, and located in Yuma County, Arizona:

TOWNSHIP 10 SOUTH, RANGE 23 WEST, GILA AND SALT RIVER BASE AND
MERIDIAN

Section 6: Southwest quarter northeast quarter northwest quarter, west half northwest quarter southeast quarter northwest quarter, west half east half northwest quarter southeast quarter northwest quarter, southwest quarter southeast quarter northwest quarter, southwest quarter northwest quarter, northwest quarter southwest quarter.

Section 7: Southwest quarter northeast quarter northwest quarter, northwest quarter northwest quarter, northwest quarter southeast quarter northwest quarter, north half southwest quarter northwest quarter, southwest quarter southwest quarter northwest quarter,

northwest quarter southwest quarter, north half southwest quarter southwest quarter, southwest quarter southwest quarter southwest quarter.

Section 18: North half northwest quarter northwest quarter, and in lieu thereof to include in said project those lands in the same county and State which are situate in section 33, township 9 south, range 23 west, and in sections 4 and 9, township 10 south, range 23 west, and which lie between the east boundary of the project as limited by said Act and the east boundary of the right-of-way of the project's existing B-Main Canal and containing two hundred eighty-five and five one-hundredths irrigable acres more or less.

SEC. 2. This Act shall become effective upon acceptance by the Unit B Irrigation and Drainage District of an amendment to its contract dated December 22, 1952, with the United States whereby the description of the Yuma auxiliary project therein contained or incorporated by reference is revised to conform to the modification of the boundaries of said project as hereinbefore provided.

Approved February 15, 1956.

Effective date.

Public Law 410

CHAPTER 38

AN ACT

To direct the Secretary of the Army or his designee to convey a six and eighty-nine one-hundredths acre tract of land out of a one hundred ninety-nine and nine hundred fifty-nine one-thousandths acre tract of land situated in the vicinity of Houston, Harris County, Texas, to the State of Texas.

February 15, 1956
[S. 1959]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Army or his designee is authorized and directed to convey by quitclaim deed, without consideration, to the State of Texas all right, title, and interest of the United States, except as retained in this Act, in and to six and eighty-nine one-hundredths acres of land out of the P. W. Rose survey, abstract numbered 645 situated in Harris County, Texas, and being a part of and out of the northwest corner of a one hundred ninety-nine and nine hundred fifty-nine one-thousandths acre tract of land out of the D. W. C. Harris survey, abstract numbered 325, and the P. W. Rose survey, abstract numbered 645, being known as the Veterans Hospital site and having been acquired by the United States of America in condemnation proceedings in civil action numbered 2430 in the cause entitled United States of America against 209.01 acres of land situated in Harris County, Texas, and R. S. Sterling, et al., in the District Court of the United States for the Southern District of Texas, Houston Division. The six and eighty-nine one-hundredths acre tract of land to be conveyed to the State of Texas is more particularly described as follows:

Houston, Texas.
Conveyance.

Beginning at the intersection of the southerly right-of-way line of United States Highway Numbered 59 (Old Spanish Trail) with the easterly right-of-way line of Knight Road (sometimes called old Main Street Road), said intersection being marked by a Texas Highway Department concrete monument, and being the northwest corner of the one hundred ninety-nine and nine hundred and fifty-nine one-thousandths acre tract above referred to, and running thence with the present southerly right-of-way line of United States Highway Numbered 59 (Old Spanish Trail) north 74 degrees fifty-seven minutes east 477 feet; thence south 15 degrees 03 minutes east 600 feet; thence south 74 degrees 57 minutes west 523.55 feet to the easterly right-of-way line of Knight Road (Old Main Street); thence along easterly

right-of-way line of Knight Road (Old Main Street) north 10 degrees 36 minutes 50 seconds west 601.8 feet to place of beginning, containing six and eighty-nine one-hundredths acres of land more or less.

Reservations to
U. S.

SEC. 2. All mineral rights, including gas and oil, in the lands authorized to be conveyed by this Act shall be reserved to the United States.

SEC. 3. There shall be further reserved to the United States in the conveyance of the above-described lands, rights of ingress and egress over roads in the above-described lands serving buildings or other works operated by the United States or its successors or assigns in connection with the remaining portion of such one hundred ninety-nine and nine hundred and fifty-nine one-thousandths acre tract of land, rights-of-way for water lines, sewer lines, telephone and telegraph lines, power lines, and such other utilities which now exist, or which may become necessary to any operations of the United States on or in connection with the remaining portion of said one hundred ninety-nine and nine hundred and fifty-nine one-thousandths acre tract of land.

Use.

SEC. 4. The conveyance of the property authorized by this Act shall be upon condition that such property shall be used for training of the National Guard and the Air National Guard and for other military purposes, and that if the State of Texas shall cease to use the property so conveyed for the purposes intended, then title thereto shall immediately revert to the United States, and in addition, all improvements made by the State of Texas during its occupancy shall vest in the United States without payment of compensation therefor.

National emergency.

SEC. 5. The conveyance of the property authorized by this Act shall be upon the further provision that whenever the Congress of the United States declares a state of war or other national emergency, or the President declares a state of emergency, and upon the determination by the Secretary of Defense that the property conveyed under this Act is useful or necessary for military, air, or naval purposes, or in the interest of national defense, the United States shall have the right, without obligation to make payment of any kind, to reenter upon the property and use the same or any part thereof, including any and all improvements made thereon by the State of Texas, for the duration of such state of war or of such emergency. Upon the termination of such state of war or of such emergency plus six months such property shall revert to the State of Texas, together with all appurtenances and utilities belonging or appertaining thereto.

SEC. 6. In executing the deed of conveyance authorized by this Act, the Secretary of the Army or his designee shall include specific provisions covering the reservations and conditions contained in sections 2, 3, 4, and 5 of this Act.

Cost of surveys.

SEC. 7. The cost of any surveys necessary as an incident to the conveyance authorized herein shall be borne by the State of Texas.

Approved February 15, 1956.

Public Law 411

CHAPTER 39

AN ACT

February 15, 1956
[S. 2990]

To extend through June 30, 1957, the duration of the Poliomyelitis Vaccination Assistance Act of 1955.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2,

and subsections (a) and (b) of section 6, of the Poliomyelitis Vaccination Assistance Act of 1955 (Public Law 377, Eighty-fourth Congress) are each amended by striking out "February 15, 1956" and inserting in lieu thereof "the close of June 30, 1957".

Approved February 15, 1956.

69 Stat. 704.
42 USC 246 note.

Public Law 412

CHAPTER 59

AN ACT

To authorize the conveyance of certain lands within Caven Point Terminal and Ammunition Loading Pier, New Jersey, to the New Jersey Turnpike Authority.

February 18, 1956
[S. 1261]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Army is hereby authorized and directed to convey by quitclaim deed to the New Jersey Turnpike Authority, a body corporate and politic organized and existing under and by virtue of the laws of the State of New Jersey, for street or road purposes and other purposes connected therewith, or related thereto, including restaurants, gasoline stations, rest rooms, parking areas, maintenance shops, and storage areas for maintenance equipment, whether operated by the New Jersey Turnpike Authority or others, all right, title, and interest of the United States, except as otherwise reserved in this Act, in and to a certain parcel of land within Caven Point Terminal and Ammunition Loading Pier, New Jersey, situated in the city of Jersey City, county of Hudson, and State of New Jersey, and more particularly described as follows:

New Jersey Turnpike Authority.
Conveyance.

Parcel R-30A-2 as designated on a map filed or about to be filed in the Office of the Register of Deeds of said county, entitled: "New Jersey Turnpike Authority, New Jersey Turnpike, Newark Bay-Hudson County Extension, Parcel Property Map".

Said Parcel R-30A-2 including specifically all the land and premises lying within the proposed lines of the New Jersey Turnpike, Newark Bay-Hudson County extension, and described as follows:

Beginning at a point in the division line of lands now or formerly of the United States Army, and lands now or formerly of Lehigh Valley Railroad Company; said point being a point common to lots 1B and 1A; thence (1) north 37 degrees 13 minutes 52 seconds east continuing along last-mentioned division line 495.43 feet to a point; thence (2) north 79 degrees 24 minutes 23 seconds east continuing along aforesaid last-mentioned division line 440.75 feet to an angle point in said division line; thence (3) north 71 degrees 17 minutes 52 seconds east, continuing along said division line 444.40 feet to a point in the northwesterly boundary of lands now or formerly of Tankport Terminals, Incorporated; thence (4) southerly along the division line between lands of the United States Army, and lands now or formerly of Tankport Terminals, Incorporated, said division line being a curve to the left having a radius of 441.68 feet, an arc distance of 384.72 feet to a point; thence (5) running along the proposed right-of-way line of the Newark Bay-Hudson County Extension of the New Jersey Turnpike, the following courses and distances, said right-of-way line being a curve to the left having a radius of 374.27 feet, an arc distance of 120.27 feet to a point; thence (6) south 21 degrees 13 minutes 47 seconds west, a distance of 134.93 feet to a point; thence (7) following a curve to the right having a radius of 531.44 feet, an arc distance of 578.18 feet to a point; thence (8) south 83 degrees 33 minutes 52 seconds west, distant 136.69 feet to a point; thence (9) along the arc of a curve to the left having a radius of

493.34 feet, an arc distance of 54.39 feet to a point in the line dividing lot 4C and lot 1A; thence (10) north 33 degrees 13 minutes 08 seconds west, a distance of 273.59 feet to the point of beginning, containing 396,913.0 square feet more or less, or 9.11 acres more or less, being also designated as part of lots 1A, 1D, 2, 3C in block 1500, and part of lot 1D in block 1494 on the tax map of the city of Jersey City, together with any and all right of direct access to and from the aforementioned extension of the New Jersey Turnpike constructed or to be constructed on land hereinabove described.

Conditions.

SEC. 2. The conveyance authorized by this Act shall be made subject to (a) the condition that the New Jersey Turnpike Authority pay into the Treasury of the United States, in return for the land conveyed, an amount equal to the fair market value of such land to be determined by the Secretary of the Army after appraisal of such land, and (b) such other conditions, limitations, or reservations as the Secretary may deem necessary to assure that the use of such land by the New Jersey Turnpike Authority, its successors, contractors, lessees, or assigns, shall not interfere with the operation of the aforementioned installation and to assure that the interest of the United States shall be protected.

Reservations to U. S.

SEC. 3. All mineral rights, including gas and oil, in the lands authorized to be conveyed by this Act shall be reserved to the United States.

SEC. 4. There shall be further reserved to the United States in the conveyance of the above-described lands, rights-of-way for water lines, sewer lines, telephone and telegraph lines, power lines, and such other utilities which may now exist or which may become necessary to the operation of the Caven Point Terminal and Ammunition Loading Pier. Any such utility crossings required by the United States subsequent to the opening of the Newark Bay-Hudson County extension of the New Jersey Turnpike to traffic shall be installed underground and at the expense of the United States.

SEC. 5. In executing the deed of conveyance authorized by this Act, the Secretary of the Army shall include specific provisions covering the reservations contained in sections 3 and 4 of this Act.

Reversion to U. S.

SEC. 6. In the event actual construction of such street or road and other construction connected therewith or related thereto is not commenced within two years from the date of enactment of this Act, or in the event such property shall cease to be used for street or road purposes and other purposes connected therewith or related thereto for a period of two consecutive years, then title to such land, including all improvements made by the New Jersey Turnpike Authority, shall immediately revert to the United States without any payment by the United States of compensation therefor.

Nonapplicability.
65 Stat. 365.
50 USC 551.

SEC. 7. The provisions of section 601 of the Act of Congress approved September 28, 1951 (Public Law 155, Eighty-second Congress), shall not apply to the conveyance authorized by this Act.

Approved February 18, 1956.

Public Law 413

CHAPTER 60

AN ACT

February 18, 1956
[S. 2624]

To amend an Act entitled "An Act to provide for the sale of the Port Newark Army Base to the city of Newark, New Jersey, and for other purposes" approved June 20, 1936, as amended.

Port Newark
Army Base.
Sale to Newark,
N. J.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in view of the

national interest in the future maintenance and development of the Port Newark Army Base as a marine terminal in good operating condition, and to encourage, by providing a sound economic basis therefor, the investment by the Port of New York Authority, during the remainder of its term as lessee of the premises, of such sums for maintenance, repair, rehabilitation, or reconstruction of wharves, buildings, or other installations as may be necessary to provide and maintain such a terminal, now therefore, the first section of the Act entitled "An Act to provide for the sale of the Port Newark Army Base to the city of Newark, New Jersey, and for other purposes", approved June 20, 1936, as amended, is further amended by striking out "*And provided further*, That such conveyance shall be made upon the condition that the United States, in the event of war or of any national emergency declared by Congress to exist, shall have the right to take over said property and shall pay to the city of Newark as liquidated damages a sum equal to 3 per centum per annum on the amount theretofore paid on the purchase price of the said property by the said city during each year or part thereof that the said property is occupied under such taking by the United States, the said property to be returned to the city of Newark upon the expiration of such war or national emergency", and inserting in lieu thereof the following: "*And provided further*, That such conveyance shall be made upon the condition that the deed executed by the Secretary of the Army shall include a provision prohibiting the city of Newark from utilizing or allowing the property to be utilized for purposes other than as a marine terminal and shall contain the express condition that whenever the Congress of the United States declares a state of war or other national emergency to exist, the United States shall have the right, subject to the obligation to make payments as hereinafter provided, to reenter the property and use the same or any part thereof, including any and all improvements made thereon during its occupancy by the city of Newark or its lessees, for the duration of such state of war or other national emergency. If the property is not returned by the United States to the city of Newark prior to the termination of such state of war or other national emergency, it shall revert to the city of Newark upon the termination of such state of war or other national emergency. During each year or part thereof that the said property is occupied by the United States under a reentry during such state of war or other national emergency, the United States shall pay to the city of Newark or, if the property is then under lease, then to the city's then lessee, a rental or rentals to be computed as follows:

49 Stat. 1557.

National emergency.
Reentry by U. S.

"(1) If subsequent to August 1, 1955, but prior to the date of such reentry there has been expended (other than by the United States) less than the sum of \$3,000,000 for the capital repair or improvement, and reconstruction or rehabilitation, other than normal maintenance, of the said property including any part thereof and the wharves, buildings, structures, or other installations thereon or therein, then and in such event the United States shall pay as the annual rent a sum equal to 3 per centum of the amount theretofore paid on the purchase price of said property by or on behalf of the city of Newark.

Computation of rentals.

"(2) If subsequent to August 1, 1955, but prior to the date of such reentry, there has been expended (other than by the United States) \$3,000,000 or more but less than \$10,000,000, for the capital repair or improvement, and reconstruction or rehabilitation, other than normal maintenance, of said property including any part thereof and the wharves, buildings, structures, or other installations thereon or therein, then and in such event the United States shall pay as the annual rent \$60,000 plus a sum equal to three-fifths of the annual fair rental value of said property on the date of such reentry.

"(3) If subsequent to August 1, 1955, but prior to the date of reentry, there has been expended (other than by the United States) \$10,000,000 or more for the capital repair or improvement, and reconstruction or rehabilitation, other than normal maintenance, of the said property including any part thereof, and the wharves, buildings, structures, or other installations thereon or therein, then and in such event the United States shall pay as the annual rent \$60,000 plus a sum equal to that part of the annual fair rental value of the property on the date of such reentry which is the same proportionate part of the annual fair rental value on that date as the excess of the fair market value of the premises on the date of such reentry over \$3,200,000 is of the total fair market value on that date.

"The deed shall further provide that in establishing the fair market value or the annual fair rental value as of the date of reentry when such value or values are required for rent computation purposes, the United States and the city of Newark, or if the property is then under lease, then the United States and the city's lessee, shall be guided by two appraisers, one to be appointed by the United States and one by the city or the city's lessee, and if the United States and the city, or if the property is then under lease, then the United States and the city's lessee are unable to agree on the fair market value or the annual fair rental value as of the date of reentry, then said value or values shall be determined by the United States District Court in and for the District of New Jersey, and jurisdiction is conferred on that court for such purpose.

Right of U. S. to
make additions,
etc.

"The deed shall further provide that there shall be excluded from consideration as part of the sums expended by others than the United States any moneys that may be paid to the city of Newark or its lessee by the United States in lieu of restoration, if any, of the said property to be performed under any lease to the United States of said property or as restoration costs incurred by the United States, during any period of reentry as herein provided, regardless of whether or not the funds are thereafter actually expended for capital repair or improvement, or reconstruction or rehabilitation, of the said property.

"The deed shall further provide that during any period of reentry hereunder, the United States shall have the right to make additions, alterations, modifications, or improvements to the property and that such additions, alterations, modifications, or improvements placed in, upon, or attached to said property may be removed by the United States prior to the return of the property to the city of Newark or its lessee.

"Prior to or at the expiration of the state of war or other national emergency during and on account of which the right to reenter said property herein granted, is exercised, but not later than the expiration thereof, the property shall be returned to the city of Newark or if the property is then under lease, then to the city's then lessee: *Provided, however,* That unless the United States shall return the property and the wharves, buildings, structures, and installations thereon and therein in the same condition as at the time of reentry the fair and reasonable restoration costs (which costs shall include the fair and reasonable costs of the reinstallation of any machinery, equipment, or fixtures placed on the property prior to the reentry and removed therefrom by or at the request of the United States during the period of its occupancy), as agreed upon by the United States and the city of Newark or if the property is then under lease, then by the United States and the city's then lessee shall be allocated between the United States and the city of Newark or its then lessee as follows:

“(a) If the annual rent paid by the United States is computed in accordance with subparagraph (1) hereinabove, then and in that event the United States shall pay no part of such costs;

“(b) If the annual rent paid by the United States is computed in accordance with subparagraph (2) hereinabove, then and in that event the United States shall pay to the city of Newark or if the property is then under lease, then to the city’s then lessee three-fifths of such costs; and

“(c) If the annual rent paid by the United States is computed in accordance with subparagraph (3) hereinabove, the United States shall pay to the city of Newark or, if the property is then under lease, then to the city’s then lessee so much of the said costs as is the same proportionate part of the total of such costs as the annual rental paid by the United States (less \$60,000) is of the annual fair rental value.

“In the computation of restoration costs damage caused by reasonable wear and tear, by action of the elements, or by circumstances beyond the control of the United States other than acts of war or of enemies of the United States, shall be excluded.

“If the United States and the city of Newark or its then lessee are unable to agree on the fair and reasonable restoration costs, then said costs shall be determined by the United States District Court in and for the District of New Jersey in accordance with the provisions of this Act and jurisdiction is conferred on that court for such purpose.”

SEC. 2. Nothing contained in this Act shall impair, or be construed to impair, in any manner whatsoever, any other right or rights the United States may now or hereafter possess to condemn, seize, lease, or otherwise take over the property in accordance with the applicable provisions of the laws of the United States.

SEC. 3. The Secretary of the Army is authorized to execute a supplement to the contract of sale entered into with the city of Newark, New Jersey, pursuant to the Act of June 20, 1936, in order to make effective the amendments made to said Act by this Act, but, in any event, the deed to be delivered to said city by the United States upon receipt of the final payment of the purchase price shall conform to these amendments.

Approved February 18, 1956.

Rights of U. S.

Contract supplement.

Public Law 414

CHAPTER 63

AN ACT

To amend section 208 (b) of the Technical Changes Act of 1953, and for other purposes.

February 20, 1956
[H. R. 2667]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) section 208 (b) of the Technical Changes Act of 1953 is amended by striking out “1950” and inserting in lieu thereof “1947”.

(b) The amendment made by subsection (a) shall be effective as if enacted as a part of section 208 (b) of the Technical Changes Act of 1953.

SEC. 2. Section 2053 of the Internal Revenue Code of 1954 (relating to deductions from the gross estate for expenses, indebtedness, and taxes) is hereby amended by redesignating subsection (d) to be subsection (e) and by adding after subsection (c) a new subsection as follows:

“(d) CERTAIN STATE DEATH TAXES.—

“(1) GENERAL RULE.—Notwithstanding the provisions of subsection (c) (1) (B) of this section, for purposes of the tax imposed

Technical Changes Act of 1953, amendment. 67 Stat. 624.

Effectivity.

68A Stat. 390.
26 USC 2053.

by section 2001 the value of the taxable estate may be determined, if the executor so elects before the expiration of the period of limitation for assessment provided in section 6501, by deducting from the value of the gross estate the amount (as determined in accordance with regulations prescribed by the Secretary or his delegate) of any estate, succession, legacy or inheritance tax imposed by a State or Territory or the District of Columbia, or any possession of the United States, upon a transfer by the decedent for public, charitable, or religious uses described in section 2055 or 2106 (a) (2). The election shall be exercised in accordance with regulations prescribed by the Secretary or his delegate.

“(2) **CONDITION FOR ALLOWANCE OF DEDUCTION.**—No deduction shall be allowed under paragraph (1) for a State death tax specified therein unless the decrease in the tax imposed by section 2001 which results from the deduction provided for in paragraph (1) will inure solely for the benefit of the public, charitable, or religious transferees described in section 2055 or section 2106 (a) (2). In any case where the tax imposed by section 2001 is equitably apportioned among all the transferees of property included in the gross estate, including those described in sections 2055 and 2106 (a) (2) (taking into account any exemptions, credits, or deductions allowed by this chapter), in determining such decrease, there shall be disregarded any decrease in the Federal estate tax which any transferees other than those described in sections 2055 and 2106 (a) (2) are required to pay.

“(3) **EFFECT OF DEDUCTION ON CREDIT FOR STATE DEATH TAXES.**—See section 2011 (e) for the effect of a deduction taken under this subsection on the credit for State death taxes.”

68A Stat. 374.
26 USC 2011.

SEC. 3. Section 2011 of the Internal Revenue Code of 1954 is amended by adding after subsection (d) a new subsection as follows:

“(e) **LIMITATION IN CASES INVOLVING DEDUCTION UNDER SECTION 2053 (d).**—In any case where a deduction is allowed under section 2053 (d) for an estate, succession, legacy, or inheritance tax imposed upon a transfer for public, charitable, or religious uses described in section 2055 or 2106 (a) (2), the allowance of the credit under this section shall be subject to the following conditions and limitations:

“(1) The taxes described in subsection (a) shall not include any estate, succession, legacy, or inheritance tax for which a deduction is allowed under section 2053 (d).

“(2) The credit shall not exceed the lesser of—

“(A) the amount stated in subsection (b) on a taxable estate determined by allowing the deduction authorized by section 2053 (d), or

“(B) that proportion of the amount stated in subsection (b) on a taxable estate determined without regard to the deduction authorized by section 2053 (d) as (i) the amount of the taxes described in subsection (a), as limited by the provisions of paragraph (1) of this subsection, bears to (ii) the amount of the taxes described in subsection (a) before applying the limitation contained in paragraph (1) of this subsection.

“(3) If the amount determined under subparagraph (B) of paragraph (2) is less than the amount determined under subparagraph (A) of that paragraph, then for purposes of subsection (d) such lesser amount shall be the maximum credit provided by subsection (b).”

SEC. 4. The amendments to the Internal Revenue Code of 1954 made by sections 2 and 3 of this Act, and provisions having the same effect as this amendment, which shall be considered to be included in chapter 3 of the Internal Revenue Code of 1939, shall apply to the estates of all decedents dying after December 31, 1953.

Approved February 20, 1956.

Effectivity.

26 USC app. 811
et seq; post p. 26.

Public Law 415

CHAPTER 64

AN ACT

To amend section 216 (b) of the Merchant Marine Act, 1936, as amended, to provide for the maintenance of the Merchant Marine Academy.

February 20, 1956
[H. R. 6043]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 216 (b) of the Merchant Marine Act, 1936, as amended (U. S. C., title 46, sec. 1126), is amended to read as follows:

Merchant Marine
Academy.
53 Stat. 1183.

“(b) (1) The Secretary of Commerce shall maintain a Merchant Marine Academy at Kings Point, New York, for the instruction and preparation for service in the merchant marine of selected persons as officers thereof. Competitive examinations shall be held annually among those persons nominated as candidates to the Academy by Senators and Representatives. The number of vacancies allocated to each State shall be proportioned to the representation in Congress from that State. Appointments from each State shall be made by the Secretary of Commerce from among qualified candidates nominated from that State in the order of merit established by the examinations. In case vacancies remain after the appointments under the preceding sentence have been made, the Secretary of Commerce shall fill them by appointments from qualified candidates from other States.

Maintenance.

“(2) In connection with such instruction and as a part thereof, the Secretary of Commerce is authorized to provide for training of merchant marine cadets on Government-owned and subsidized vessels and, in cooperation with other governmental and private agencies, on other vessels, and, for instructional purposes only, in shipyards, plants, and industrial and educational organizations under rules and regulations prescribed by the Secretary of Commerce and upon such terms as the Secretary of Commerce may arrange, and expenditures incident to such training are hereby authorized.

Training.

“(3) Cadets appointed to the United States Merchant Marine Academy may be appointed by the Secretary of the Navy as Reserve midshipmen in the United States Navy and may be commissioned as Reserve ensigns in the United States Navy upon graduation from the Academy.

Appointments,
etc.

“(4) Cadets at the United States Merchant Marine Academy shall receive allowances for all required uniforms and textbooks as prescribed by rules and regulations under this Act, and to transportation, including reimbursement of traveling expenses, while traveling under orders as a cadet.

Allowances.

“(5) (a) ‘Representative’ as used in this Act shall include Delegates to the House of Representatives from Alaska and Hawaii and the Resident Commissioner from the Commonwealth of Puerto Rico.

“Representa-
tive”.

“(b) ‘State’ as used in this Act shall include Territories of Alaska, Hawaii, and the Commonwealth of Puerto Rico.”

“State”.

Approved February 20, 1956.

Public Law 416

CHAPTER 65

February 20, 1956
[H. R. 6857]

AN ACT

To authorize the Administrator of the General Services Administration to convey certain land to the city of Milwaukee, Wisconsin.

Milwaukee, Wis.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of the General Services Administration is authorized and directed to convey by quitclaim deed a parcel of land containing approximately forty one-hundredths acre, which has been declared surplus by the United States Coast Guard, to the city of Milwaukee, a municipal subdivision of the State of Wisconsin: *Provided*, That the city of Milwaukee remove and dispose of the buildings located on the said parcel of land without cost to the United States Government.

SEC. 2. The legal description of the land to be conveyed under this Act is as follows:

(1) Beginning at United States Government monument number 307 on the north pier of the harbor entrance; running thence easterly along the extension of a line passing through United States Government monuments 305 and 307 on said north pier 12.00 feet to a point; thence north 2 degrees 43 minutes 21 seconds west 115.00 feet to a point; thence south 87 degrees 16 minutes 39 seconds west 110.00 feet to a point; thence south 2 degrees 43 minutes 21 seconds east 115.00 feet to a point on the line passing through the United States Government monuments numbers 305 and 307; thence north 87 degrees 16 minutes 39 seconds east along said line between monuments 98.00 feet, to the point of beginning, being a parcel of land in the north half fractional section 33, township 7 north, range 22 east, in the third ward of the city of Milwaukee, and containing about 0.29 of an acre; and

(2) Beginning at a point on the line passing through the United States Government monuments numbers 305 and 307 and distant 98.00 feet westerly from the United States Government monument numbered 307; thence north 2 degrees 43 minutes 21 seconds west 32.70 feet to a point; thence south 87 degrees 16 minutes 39 seconds west 150.02 feet to a point; thence south 00 degrees 45 minutes 1 second east 32.72 feet to a point on the line passing through the United States Government monuments numbers 305 and 307; thence easterly along said line 151.11 feet to the point of beginning, being a parcel of land in the north half fractional section 33, township 7 north, range 22 east, in the third ward of the city of Milwaukee, and containing about 0.11 of an acre.

Approved February 20, 1956.

Public Law 417

CHAPTER 66

February 20, 1956
[H. R. 7054]

AN ACT

To amend the Internal Revenue Code of 1939 to provide a credit against the estate tax for Federal estate taxes paid on certain prior transfers.

Estate taxes.
Credit.
53 Stat. 120; 68A
Stat. 373.
26 USC 2001 et
seq.; 26 USC app.
811 et seq.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subpart I of part II of subchapter A of chapter 3 of the Internal Revenue Code of 1939 (relating to computation of estate tax) is hereby amended by adding at the end thereof the following new section:

“SEC. 814. CREDIT FOR TAX ON CERTAIN PRIOR TRANSFERS.

“(a) GENERAL RULE.—If the executor so elects, the tax imposed by sections 810 and 935 in the case of a decedent (but only if the decedent

was a citizen or resident of the United States at the time of his death) dying after December 31, 1951, shall be credited with all or a part of the amount of the Federal estate tax paid with respect to the transfer of property (including property passing as a result of the exercise or nonexercise of a power of appointment) to the decedent by or from a person (herein designated as a 'transferor') who was the spouse of the decedent at the time of such person's death and who died within two years before the decedent's death. The credit shall be the amount determined under subsections (b) and (c).

"(b) COMPUTATION OF CREDIT.—Subject to the limitation prescribed in subsection (c), the credit provided by this section shall be an amount which bears the same ratio to the estate tax paid (adjusted as indicated hereinafter) with respect to the estate of the transferor as the value of the property transferred bears to the net estate of the transferor (determined for purposes of the tax imposed by section 935) decreased by any death taxes paid with respect to such estate and increased by the exemption provided for by section 935 (c) in determining the net estate of the transferor for purposes of the estate tax. For purposes of the preceding sentence, the estate tax paid shall be the Federal estate tax paid increased by any credits allowed against such estate tax under sections 813 (a) and 936 (b) on account of gift tax, and for any credits allowed against such estate tax under this section on account of prior transfers where the transferor acquired property from a person who died within two years before the death of the decedent.

"(c) LIMITATION ON CREDIT.—

"(1) IN GENERAL.—The credit provided in this section shall not exceed the amount by which—

"(A) the estate tax imposed by sections 810 and 935 (after deducting the credits for State death taxes, gift tax, and foreign death taxes provided for in sections 810, 813, and 936) computed without regard to this section, exceeds

"(B) such tax computed by excluding from the decedent's gross estate the value of such property transferred and, if applicable, by making the adjustment hereinafter indicated. If any deduction is otherwise allowable under section 812 (d) (relating to charitable deduction) then, for the purpose of the computation indicated in subparagraph (B), the amount of such deduction shall be reduced by that part of such deduction which the value of such property transferred bears to the decedent's entire gross estate reduced by the deductions allowed under section 812 (b) (relating to deduction for expenses, losses, etc.). For purposes of this section, the value of such property transferred shall be the value as provided for in subsection (d) of this section.

"(2) TWO OR MORE TRANSFERORS.—If the credit provided in this section relates to property received from two or more transferors, the limitation provided in paragraph (1) of this subsection shall be computed by aggregating the value of the property so transferred to the decedent. The aggregate limitation so determined shall be apportioned in accordance with the value of the property transferred to the decedent by each transferor.

"(d) VALUATION OF PROPERTY TRANSFERRED.—The value of property transferred to the decedent shall be the value used for the purpose of determining the Federal estate tax liability of the estate of the transferor but—

"(1) there shall be taken into account the effect of the tax imposed by sections 810 and 935, or any estate, succession, legacy, or inheritance tax, on the net value to the decedent of such property;

"(2) where such property is encumbered in any manner, or where the decedent incurs any obligation imposed by the transferor with respect to such property, such encumbrance or obligation shall be taken into account in the same manner as if the amount of a gift to the decedent of such property was being determined; and

"(3) if the decedent was the spouse of the transferor at the time of the transferor's death, the net value of the property transferred to the decedent shall be reduced by the amount allowed under section 812 (e) (relating to marital deductions) as a deduction from the gross estate of the transferor.

"(e) **PROPERTY DEFINED.**—For purposes of this section, the term 'property' includes any beneficial interest in property, including a general power of appointment (as defined in section 811 (f)).

"(f) **DENIAL OF DEDUCTION FOR PROPERTY PREVIOUSLY TAXED.**—If the executor elects the credit provided by this section, the deduction provided by section 812 (c) shall not be allowed."

Restriction.

SEC. 2. No interest shall be allowed or paid on any overpayment resulting from the amendment made by the first section of this Act. Approved February 20, 1956.

Public Law 418

CHAPTER 67

AN ACT

February 20, 1956
[H. R. 7156]

To provide for the conveyance of certain land of the United States to the Board of County Commissioners of Lee County, Florida.

Lee County, Fla.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of General Services is authorized and directed to convey to the Board of County Commissioners of Lee County, Florida, all the right, title, and interest of the United States in and to a tract of land in Government lot numbered 2, in section 9, township 46 south, range 23 east, in Lee County, Florida, more particularly described as follows:

Being a strip of land 350 feet in width, lying at the extreme northward part of the aforesaid Government lot numbered 2 and extending eastwardly and westwardly between parallel lines entirely across said Government lot numbered 2, from the waters of Caloosahatchee River on the westward side of said Government lot numbered 2 to an unnamed bay on the eastward side thereof. The northward boundary line of said strip of land is also the northward boundary of the aforesaid government lot numbered 2.

Approved February 20, 1956.

Public Law 419

CHAPTER 71

AN ACT

February 25, 1956
[S. 180]

To authorize the Secretary of the Interior to construct, operate, and maintain the Washita River Basin reclamation project, Oklahoma.

Washita River
Basin project,
Okla.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized to construct, operate, and maintain the Washita River Basin reclamation project, Oklahoma, in accordance with the Federal reclamation laws (Act of June 17, 1902, and Acts amendatory thereof or supplementary thereto), except so far as those laws are inconsistent with this Act, for the principal purposes of stor-

32 Stat. 388.
43 USC 371 note.

ing, regulating, and furnishing water for municipal, domestic, and industrial use, and, for the irrigation of approximately twenty-six thousand acres of land and of controlling floods and, as incidents to the foregoing for the additional purposes of regulating the flow of the Washita River, providing for the preservation and propagation of fish and wildlife, and of enhancing recreational opportunities. The Washita project shall consist of the following principal works: A reservoir at or near the Foss site on the main stem of the Washita River; a reservoir at or near the Fort Cobb site on Pond (Cobb) Creek; and canals, pipelines, and other conduits for furnishing water for municipal, domestic, and industrial use, and for irrigation.

SEC. 2. In constructing, operating, and maintaining the Washita project, the Secretary shall allocate proper costs thereof in accordance with the methods used in determining the allocations made on pages 68, 69, and 70, of House Document 219, Eighty-third Congress, but with appropriate adjustments for changes in actual cost of construction, under the following conditions:

(a) Allocations to flood control, recreation, and the preservation and propagation of fish and wildlife shall be nonreturnable.

(b) Allocations to municipal water supply, including domestic, manufacturing, and industrial uses, shall be repayable through contracts with municipal corporations, or other organizations as defined by section 2, Reclamation Project Act of 1939 (53 Stat. 1187). Such contracts shall be precedent to the commencement of construction of any project unit affecting the individual municipalities, and shall provide for repayment of construction costs allocated to municipal water supply in not to exceed fifty years from the dates water is first delivered for that purpose, and payments of said construction costs shall include interest on unamortized balances of that allocation at a rate equal to the average rate (which rate shall be certified by the Secretary of the Treasury) paid by the United States on its marketable long-term loans outstanding on the date of this Act: *Provided*, That such contracts shall provide that annual municipal repayments shall continue at the same rates until the costs of Foss and Fort Cobb Reservoirs allocated to irrigation are fully repaid: *Provided further*, That if irrigation works are constructed, as hereinafter provided, said annual repayment rates shall continue so long as the costs of irrigation works are unpaid.

(c) The authorization for construction of the irrigation works, exclusive of Foss and Fort Cobb Reservoirs, shall be limited, as to each reservoir, to a period of ten years from the commencement of the delivery of municipal water from the reservoir on which the irrigation unit is dependent. Any contract entered into under section 9, subsection (d) of the Reclamation Project Act of 1939, for payment of those portions of the costs of constructing, operating, and maintaining the Washita project which are properly allocable to irrigation and which are assigned to be paid by the contracting organization shall provide for the repayment of the portion of the construction cost of the project assigned to any contract unit or, if the contract unit be divided into two or more blocks, to any such block over a period of not more than fifty-five years, exclusive of any permissible development period, or as near thereto as is consistent with the adoption and operation of a variable payment formula which, being based on full repayment within the period stated under average conditions, permits variance in the required annual payments in the light of economic factors pertinent to the ability of the organization to pay: *Provided*, That nothing in this section is intended to preclude the temporary furnishing of irrigation water under contracts appropriate for that purpose from Foss and Fort Cobb Reservoirs with or without the construction of specific irrigation works.

Allocation of costs.

Repayment contracts.

43 USC 485a.

Limitation.

53 Stat. 1195.
43 USC 485h.

Construction.

SEC. 3. Construction of the Washita project herein authorized may be undertaken in such units or stages as in the opinion of the Secretary best serves the project requirements and the relative needs for water of the several prospective users. Repayment contracts negotiated in connection with each unit or stage of construction shall be subject to the terms and conditions of section 2 of this Act.

Park and recreational facilities.

SEC. 4. The Secretary may, upon conclusion of a suitable agreement with any qualified agency of the State of Oklahoma or a political subdivision thereof for assumption of the administration, operation, and maintenance thereof at the earliest practicable date, construct or permit the construction of public park and recreational facilities on lands owned by the United States adjacent to the reservoirs of the Washita project, when such use is determined by the Secretary not to be contrary to the public interest, all under such rules and regulations as the Secretary may prescribe. No recreational use of any area to which this section applies shall be permitted which is inconsistent with the laws of the State of Oklahoma for the protection of fish and game. The costs of constructing, operating, and maintaining the facilities authorized by this section shall not be charged to or become a part of the costs of the Washita River Basin project.

Expenditures.

SEC. 5. Expenditures for Foss and Fort Cobb Reservoirs may be made without regard to the soil survey and land classification requirements of the Interior Department Appropriation Act, 1954 (43 U. S. C. 390a).

67 Stat. 266.

Appropriation.

SEC. 6. There is hereby authorized to be appropriated for construction of the works authorized to be constructed by section 1 of this Act the sum of \$40,600,000 plus such additional amount, if any, as may be required by reason of changes in the costs of construction of the types involved in the Washita River Basin project as shown by engineering indices. There are also authorized to be appropriated such sums as may be required for the operation and maintenance of said works.

Approved February 25, 1956.

Public Law 420

CHAPTER 72

JOINT RESOLUTION

February 25, 1956
[H. J. Res. 526]

To amend the joint resolution of March 25, 1953, relating to electrical and mechanical office equipment for the use of Members, officers, and committees of the House of Representatives, to remove officers and committees from certain limitations, and for other purposes.

House of Representatives.
Electrical or mechanical office equipment.

67 Stat. 7.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) subsection (a) of the first section of the joint resolution entitled "Joint Resolution to authorize the Clerk of the House of Representatives to furnish certain electrical or mechanical office equipment for the use of Members, officers, and committees of the House of Representatives", approved March 25, 1953, as amended (2 U. S. C., sec. 112a (a)), is amended by striking out the last sentence thereof.

(b) Subsection (b) of the first section of such joint resolution, as amended (2 U. S. C., sec. 112a (b)), is amended to read as follows:

"(b) The value of equipment furnished under this section, together with the value of any equipment purchased under House Resolution 318, Eighty-second Congress, which may be in use in the office of a Member at any one time shall not exceed \$2,500. For the purposes of this subsection the value of any article of equipment shall be deemed to be the cost thereof less depreciation, determined in accordance with rules or regulations prescribed by the Committee on House Administration."

(c) Subsection (c) of the first section of such joint resolution, as amended (2 U. S. C., sec. 112a (c)), is amended by striking out “, officer, or committee”.

69 Stat. 13.

(d) Subsection (d) of the first section of such joint resolution, as amended (2 U. S. C., sec. 112a (d)), is amended by striking out “, officer, or committee”.

SEC. 2. Such joint resolution approved March 25, 1953, is further amended by renumbering sections 2, 3, 4, and 5 as sections 4, 5, 6, and 7, respectively, and by inserting immediately after the first section thereof the following new sections:

“SEC. 2. In addition to the electric typewriters which may be furnished under the first section of this joint resolution, the Clerk of the House of Representatives, upon request of any Member, shall furnish for use in the office of such Member not to exceed two electric typewriters.

Additional typewriters.

“SEC. 3. The cost of electrical or mechanical office equipment furnished under this joint resolution shall be paid from the contingent fund of the House of Representatives.”

Payment.

Approved February 25, 1956.

Public Law 421

CHAPTER 73

AN ACT

To provide for a prorated stationery allowance in the case of a Member of the House of Representatives elected for a portion of a term.

February 27, 1956
[H. R. 8787]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in the case of any Member of the House of Representatives, Delegate, or Resident Commissioner who is elected for a portion of a term, the amount of stationery allowance which such Member, Delegate, or Resident Commissioner shall be paid shall be an amount, with respect to the year in which he commences his service, which is the same percentage of the total stationery allowance payable for service for all of such year as the number of months of his service in such year (counting the month in which he is elected as one month) is of the total number of months in such year. Such prorated stationery allowance shall be paid from the contingent fund of the House into the revolving fund for stationery allowances established in the eighth paragraph under the heading “Contingent Expenses of the House” under the general heading “House of Representatives” in the Legislative Branch Appropriation Act, 1948.

House of Representatives.
Stationery allowance.

61 Stat. 366.

Approved February 27, 1956.

Public Law 422

CHAPTER 74

AN ACT

To increase the amount of telephone and telegraph service furnished to Members of the House of Representatives, and for other purposes.

February 27, 1956
[H. R. 8796]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That clause (2) of the first section of the Act entitled “An Act relating to telephone and telegraph service and clerk hire for the House of Representatives”, approved June 23, 1949, as amended (2 U. S. C., sec. 46f), is amended to read as follows:

House of Representatives.
Telephone and telegraph service.

63 Stat. 264.

“(2) charges on strictly official telegrams, cablegrams, and radiograms sent by or on behalf of the Member.”

67 Stat. 5. SEC. 2. (a) Clause (1) of section 2 of such Act of June 23, 1949, as amended (2 U. S. C., sec. 46g), is amended by striking out "1,800" both times it appears therein and inserting in lieu thereof "3,000".

68 Stat. 402. (b) The eighth paragraph under the subheading "Contingent Expenses of the House" under the heading "House of Representatives" in the Legislative Appropriation Act, 1955, is amended by striking out "": *Provided*, That effective July 1, 1954, the number of minutes of official long-distance telephone calls allowed each Member shall not exceed 2,700 per annum".

(c) Clause (2) of section 2 of such Act of June 23, 1949, is amended to read as follows:

"(2) charges on strictly official telegrams, cablegrams, and radiograms sent by or on behalf of the Member aggregating during the year not more than 20,000 words of which not more than 2,000 may be in telegrams, cablegrams, and radiograms sent to or from a point outside the United States, or its Territories or possessions except that if a Member is elected for a portion of a term the aggregate number of words with respect to which charges may be paid under the first section shall be reduced, with respect to the year in which he commences his service, to a number which is the same percentage of 20,000 as the number of days of his service in such year is of the total number of days in such year."

Effective date.

SEC. 3. The amendments made by this Act shall take effect as of noon on January 3, 1956.

Approved February 27, 1956.

Public Law 423

CHAPTER 75

March 1, 1956
[S. 926]

AN ACT

To authorize the Secretary of the Interior to construct, operate, and maintain the Ventura River reclamation project, California.

Ventura River
project, Calif.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, for the purpose of supplying water for the irrigation of lands in Ventura County, California, and for municipal, domestic, and industrial use therein, and for other incidental beneficial purposes, the Secretary of the Interior is authorized to construct, operate, and maintain the Ventura River reclamation project comprising, as its principal works, Casitas Dam and Reservoir on Coyote Creek, Robles diversion dam on Ventura River, a canal to carry water from the Robles diversion dam to Casitas Reservoir, and other conduits and related facilities to deliver water to the lands and area to be served by the project.

Construction,
etc.

43 USC 371 note.

SEC. 2. (a) In constructing, operating, and maintaining the Ventura River project, the Secretary shall be governed by the Federal reclamation laws (Act of June 17, 1902, 32 Stat. 388, and Acts amendatory thereof or supplementary thereto) except as is otherwise provided in this Act.

Allocation of
costs.

(b) In furnishing water for irrigation and for municipal, domestic, and industrial uses from the Ventura River project the Secretary shall charge rates with the object of returning to the United States during a fifty-year payment period (including any development period) all of the costs incurred by it in constructing, operating, and maintaining the project which the Secretary finds to be properly allocable to the purposes aforesaid and of interest, as hereinafter provided, on the portion of the construction cost which is allocated to municipal, domestic, and industrial water.

(c) Any contract entered into under section 9, subsection (d), of the Reclamation Project Act of 1939 (53 Stat. 1187, 1193, 43 U. S. C., sec. 485 (h)) for payment of those portions of the costs of constructing, operating, and maintaining the Ventura River project which are allocated to irrigation and assigned to be paid by the contracting organization may provide for the repayment of the portion of the construction cost of the project assigned to any project contract unit or, if the contract unit be divided into two or more irrigation blocks, to any such block over a period of not more than fifty years or as near thereto as is consistent with the adoption and operation of a variable payment formula which, being based on full repayment within the period stated under normal conditions, permits variance in the required annual payments in the light of economic factors pertinent to the ability of the organization to pay.

Repayment contracts.

43 USC 485h.

(d) Notwithstanding any other provision of law to the contrary, all net revenues derived by the Secretary from the furnishing of water for municipal, domestic, and industrial use shall be applied first to the amortization of that portion of the cost of constructing the Ventura River project which is allocated to that purpose with interest on the unamortized balance thereof at the average rate (which rate shall be certified by the Secretary of the Treasury) paid by the United States on its marketable long-term securities outstanding on the date of this Act and thereafter to the amortization of that portion of the cost of constructing the project which is allocated to irrigation but which is beyond the ability of the irrigation water users or their contracting organization to repay as provided above.

(e) The Secretary is authorized, subject to such rules and regulations as he may prescribe, to turn over to any contracting organization or to an organization which is designated by it for that purpose and which is satisfactory to the Secretary the care, operation, and maintenance of such portions of the Ventura River project as are used solely or principally for the benefit of that organization.

(f) Minimum basic facilities may be provided for the accommodation of the visiting public at Casitas Dam and, if responsible local interests agree to assume the operation and maintenance thereof, at the project reservoirs. The costs of such facilities shall be non-reimbursable.

Minimum basic facilities.

SEC. 3. There is hereby authorized to be appropriated for construction of the Ventura River project the sum of \$27,600,000 plus such amounts, if any, as may be required by reason of changes in construction costs as may be indicated by engineering cost indices applicable to the types of construction involved herein and, in addition thereto, such sums as may be required to operate and maintain the project.

Appropriation.

Approved March 1, 1956.

Public Law 424

CHAPTER 76

AN ACT

To authorize the Secretary of the Army to give twenty-five World War II paintings to the Government of New Zealand.

March 1, 1956
[H. R. 8101]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) the Secretary of the Army is authorized to transfer to the Government of New Zealand without compensation twenty-five German war paintings depicting New Zealand troops which are now the property of the United States in the custody of the Secretary of the Army.

New Zealand.
World War II
paintings.

Restriction.

(b) Nothing contained in this Act shall authorize the expenditure of any funds of the United States to defray any costs of transportation or handling incident to such transfer.

Approved March 1, 1956.

Public Law 425

CHAPTER 78

JOINT RESOLUTION

March 2, 1956
[H. J. Res. 455]

Relating to burley tobacco acreage allotments and marketing quotas.

Burley tobacco
acreage allotments
and marketing
quotas.

69 Stat. 557.
7 USC 1312.

7 CFR 725.717.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding any other provision of law and the proclamation by the Secretary of Agriculture of a national marketing quota for burley tobacco for the 1956–1957 marketing year pursuant to section 312 of the Agricultural Adjustment Act of 1938, as amended, and the State and farm acreage allotments established pursuant thereto, the 1956 State acreage allotments of burley tobacco proclaimed by the Secretary of Agriculture (20 Federal Register 8845) shall be increased so as to result in a State adjustment factor for each State under section 725.717 of the burley and flue-cured tobacco marketing quota regulations, 1956–1957 marketing year, issued by the Secretary of Agriculture (20 Federal Register 4571), equal to 1.0, and all 1956 farm acreage allotments of burley tobacco shall be redetermined on the basis of such State adjustment factor. The production from the increased acreage required by this resolution shall be in addition to the national marketing quota for the 1956–1957 marketing year.

Approved March 2, 1956.

Public Law 426

CHAPTER 79

JOINT RESOLUTION

March 2, 1956
[H. J. Res. 518]

Relating to fire-cured and dark air-cured tobacco acreage allotments and marketing quotas.

Fire-cured and
dark air-cured to-
bacco acreage al-
lotments and mar-
keting quotas.

69 Stat. 557.
7 USC 1312.

7 CFR 726.717.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding any other provision of law and the proclamation by the Secretary of Agriculture of a national marketing quota for fire-cured and dark air-cured tobacco for the 1956–1957 marketing year pursuant to section 312 of the Agricultural Adjustment Act of 1938, as amended, and the State and farm acreage allotments established pursuant thereto, the 1956 State acreage allotments of fire-cured and dark air-cured tobacco proclaimed by the Secretary of Agriculture (20 Federal Register 8846) shall be increased so as to result in a State adjustment factor for each State under section 726.717 of the fire-cured, dark air-cured and Virginia sun-cured tobacco marketing quota regulations, 1956–1957 marketing year, issued by the Secretary of Agriculture (20 Federal Register 6066), equal to 1.0, and all 1956 farm acreage allotments of fire-cured and dark air-cured tobacco shall be redetermined on the basis of such State adjustment factor. The production from the increased acreage required by this resolution shall be in addition to the national marketing quota for the 1956–1957 marketing year.

Approved March 2, 1956.

Public Law 427

CHAPTER 80

JOINT RESOLUTION

Relating to Maryland tobacco acreage allotments and marketing quotas.

March 2, 1956
[H. J. Res. 521]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding any other provision of law and the proclamation by the Secretary of Agriculture of a national marketing quota for Maryland tobacco for the 1956-1957 marketing year pursuant to section 312 of the Agricultural Adjustment Act of 1938, as amended, and the State and farm acreage allotments established pursuant thereto, the 1956 State acreage allotments of Maryland tobacco proclaimed by the Secretary of Agriculture (20 Federal Register 8847) shall be increased so as to result in a State adjustment factor for each State under section 727.717 of the Maryland tobacco marketing quota regulations, 1956-1957 marketing year, issued by the Secretary of Agriculture (20 Federal Register 6069), equal to 1.0, and all 1956 farm acreage allotments of Maryland tobacco shall be redetermined on the basis of such State adjustment factor. The production from the increased acreage required by this resolution shall be in addition to the national marketing quota for the 1956-1957 marketing year.

Maryland tobacco acreage allotments and marketing quotas.

69 Stat. 557.
7 USC 1312.

7 CFR 727.717.

Approved March 2, 1956.

Public Law 428

CHAPTER 81

AN ACT

To release certain restrictions on certain real property heretofore granted to the city of Charleston, South Carolina, by the United States of America.

March 2, 1956
[H. R. 2430]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That with respect to the restrictions and conditions required by section 2 of the Act entitled "An Act authorizing the Secretary of Commerce to convey the Charleston Army Base Terminal to the city of Charleston, South Carolina", approved May 27, 1936 (49 Stat. 1387), which restrictions and conditions prohibited the city of Charleston from transferring title to the property conveyed under that Act and reserved a right to the United States to retake such property in the event of a national emergency (and which restrictions and conditions were included in deed executed pursuant to such Act, the Secretary of the Army is hereby authorized, in exchange for a minimum four hundred and seventy foot extension at the north end of the existing one thousand foot reinforced concrete wharf of the Charleston Transportation Depot, and the installation on the extension of rail trackage with necessary adjustments to connect with the rail trackage of the existing wharf, to be constructed by the said city of Charleston, South Carolina, or its lessee, the West Virginia Pulp and Paper Company, in accordance with plans and specifications approved by the Secretary of the Army, to release to the city of Charleston, South Carolina, by an appropriate written instrument, such restrictions and conditions so far as they pertain to the portion of the tract of land conveyed pursuant to such Act of May 27, 1936, which is commonly known as tract 12, and is more particularly described as follows:

Charleston, S. C.
Property restrictions, etc., release.

Beginning at a point in the west harbor line of the Cooper River (which point is south 41 degrees 31 minutes 30 seconds west a distance of 13.2 feet from the southernmost corner of the concrete dock, formerly the dock of the Charleston Quartermaster Intermediate Depot,

and which point is the terminal point of the fourteenth call in the deed dated 24 February 1950 from the City Council of Charleston to West Virginia Pulp and Paper Company); thence north 48 degrees 28 minutes 30 seconds west 2,999.27 feet, along lands of the West Virginia Pulp and Paper Company to a point which is distant 11.42 feet north 68 degrees 33 minutes east from an iron pipe; thence north 69 degrees 00 minutes east a distance of 104.71 feet to a point common to this tract, lands leased by the city of Charleston to the North Carolina Terminal Company, and lands of the South Carolina State Ports Authority; thence along lands of the South Carolina State Ports Authority north 86 degrees 45 minutes 50 seconds east 15.58 feet, north 88 degrees 32 minutes 20 seconds east 50.00 feet, south 87 degrees 23 minutes 40 seconds east 50.00 feet, south 82 degrees 42 minutes 40 seconds east 50.00 feet, south 76 degrees 46 minutes 40 seconds east 50.00 feet, south 70 degrees 20 minutes 40 seconds east 50.00 feet, south 64 degrees 09 minutes 40 seconds east 50.00 feet, south 30 degrees 44 minutes 40 seconds east 24.55 feet, north 86 degrees 54 minutes 06 seconds east 374.48 feet, south 48 degrees 27 minutes 10 seconds east 599.77 feet, south 41 degrees 32 minutes 50 seconds west 25.00 feet, south 48 degrees 27 minutes 10 seconds east 1,494.83 feet to a point on the eastern edge of the concrete dock; thence along the eastern edge of the concrete dock south 41 degrees 31 minutes 30 seconds west approximately 483.0 feet to the point of beginning and containing 30.75 acres, more or less.

Approved March 2, 1956.

Public Law 429

CHAPTER 83

AN ACT

March 13, 1956
[H. R. 7201]

Relating to the taxation of income of insurance companies.

Life Insurance
Company Tax Act
for 1955.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act be cited as the "Life Insurance Company Tax Act for 1955".

SEC. 2. REVISION OF FORMULAS FOR TAXING INCOME OF LIFE INSURANCE COMPANIES.

68A Stat. 255.
26 USC 801 et
seq.

Part I of subchapter L of chapter 1 of the Internal Revenue Code of 1954 is hereby amended to read as follows:

"PART I—LIFE INSURANCE COMPANIES

"Subpart A. 1955 formula.

"Subpart B. 1942 formula.

"Subpart C. Miscellaneous provisions.

"Subpart A—1955 Formula

"Sec. 801. Definition of life insurance company.

"Sec. 802. Tax imposed for 1955.

"Sec. 803. Income and deductions.

"Sec. 804. Reserve and other policy liability deduction.

"Sec. 805. Special interest deduction.

"SEC. 801. DEFINITION OF LIFE INSURANCE COMPANY.

"(a) **LIFE INSURANCE COMPANY DEFINED.**—For purposes of this subtitle, the term 'life insurance company' means an insurance company which is engaged in the business of issuing life insurance and

annuity contracts (either separately or combined with health and accident insurance), or noncancellable contracts of health and accident insurance, if—

“(1) its life insurance reserves (as defined in subsection (b)), plus
“(2) unearned premiums and unpaid losses on noncancellable life, health, or accident policies not included in life insurance reserves,
comprise more than 50 percent of its total reserves (as defined in subsection (c)).

“(b) LIFE INSURANCE RESERVES DEFINED.—

“(1) IN GENERAL.—For purposes of this part, the term ‘life insurance reserves’ means amounts—

“(A) which are computed or estimated on the basis of recognized mortality or morbidity tables and assumed rates of interest, and

“(B) which are set aside to mature or liquidate, either by payment or reinsurance, future unaccrued claims arising from life insurance, annuity, and noncancellable health and accident insurance contracts (including life insurance or annuity contracts combined with noncancellable health and accident insurance) involving, at the time with respect to which the reserve is computed, life, health, or accident contingencies.

“(2) RESERVES MUST BE REQUIRED BY LAW.—Except—

“(A) in the case of policies covering life, health, and accident insurance combined in one policy issued on the weekly premium payment plan, continuing for life and not subject to cancellation, and

“(B) as provided in paragraph (3),
in addition to the requirements set forth in paragraph (1), life insurance reserves must be required by law.

“(3) ASSESSMENT COMPANIES.—In the case of an assessment life insurance company or association, the term ‘life insurance reserves’ includes—

“(A) sums actually deposited by such company or association with State or Territorial officers pursuant to law as guaranty or reserve funds, and

“(B) any funds maintained, under the charter or articles of incorporation or association (or bylaws approved by a State insurance commissioner) of such company or association, exclusively for the payment of claims arising under certificates of membership or policies issued on the assessment plan and not subject to any other use.

“(4) AMOUNT OF RESERVE.—For purposes of this subsection, subsection (a), and subsection (c), the amount of any reserve (or portion thereof) for any taxable year shall be the mean of such reserve (or portion thereof) at the beginning and end of the taxable year.

“(c) TOTAL RESERVES DEFINED.—For purposes of subsection (a), the term ‘total reserves’ means—

“(1) life insurance reserves,

“(2) unearned premiums and unpaid losses not included in life insurance reserves, and

“(3) all other insurance reserves required by law.

“(d) ADJUSTMENTS IN RESERVES FOR POLICY LOANS.—For purposes only of determining under subsection (a) whether or not an insurance company is a life insurance company, the life insurance reserves, and the total reserves, shall each be reduced by an amount equal to the

mean of the aggregates, at the beginning and end of the taxable year, of the policy loans outstanding with respect to contracts for which life insurance reserves are maintained.

“(e) BURIAL AND FUNERAL BENEFIT INSURANCE COMPANIES.—A burial or funeral benefit insurance company engaged directly in the manufacture of funeral supplies or the performance of funeral services shall not be taxable under this part but shall be taxable under section 821 or section 831.

Post, p. 633.

“SEC. 802. TAX IMPOSED FOR 1955.

“(a) TAX IMPOSED.—A tax is hereby imposed for each taxable year beginning in 1955 on the income of every life insurance company. Except as provided in subsection (c), such tax shall consist of a normal tax (computed under section 11 (b)) and a surtax (computed under section 11 (c)) on the sum of—

68A Stat. 11.
26 USC 11.

“(1) the life insurance taxable income (as defined in subsection (b)), plus

“(2) the non-life insurance taxable income (as defined in subsection (f)).

“(b) LIFE INSURANCE TAXABLE INCOME DEFINED.—For purposes of this subpart, the term ‘life insurance taxable income’ means the net investment income (as defined in section 803 (c)), minus the sum of—

“(1) the net investment income allocable to non-life insurance reserves (determined under section 804 (d)),

“(2) the reserve and other policy liability deduction (determined under section 804), and

“(3) the special interest deduction, if any, allowed by section 805.

“(c) ALTERNATIVE TAX IN THE CASE OF COMPANIES HAVING NON-LIFE INSURANCE RESERVES.—

“(1) IN GENERAL.—In the case of a life insurance company which has non-life insurance reserves, the tax imposed by subsection (a) of this section for any taxable year beginning in 1955 shall be the tax computed under such subsection (or under section 1201 (a) if applicable) or the tax computed under paragraph (2) of this subsection, whichever is the greater.

68A Stat. 320.
26 USC 1201.

“(2) ALTERNATIVE 1 PERCENT TAX ON NON-LIFE INSURANCE BUSINESS.—The tax referred to in paragraph (1) is a tax equal to the sum of the following:

“(A) A partial tax consisting of a normal tax (computed under section 11 (b)) and a surtax (computed under section 11 (c)) on the life insurance taxable income.

68A Stat. 11.
26 USC 11.

“(B) A partial tax consisting of—

“(i) 1 percent of the amount which bears the same ratio to the gross investment income (reduced by the deduction for wholly-exempt interest allowed by section 803 (c) (1)) as the non-life insurance reserves bear to the qualified reserves (determined under section 804 (c)), plus

“(ii) 1 percent of the excess of the amount by which the net premiums on contracts meeting the requirements of section 804 (d) (2) (A) exceed the dividends to policyholders on such contracts. For purposes of this clause, net premiums, and dividends to policyholders, shall be computed in the manner provided in section 823.

“(d) DEDUCTIONS FOR PARTIALLY TAX-EXEMPT INTEREST.—

“(1) COMPUTATIONS UNDER SUBSECTION (a).—For purposes of computing the normal tax under subsection (a), there shall be allowed as a deduction an amount which bears the same ratio

to the amount of the deduction provided by section 242 for partially tax-exempt interest as (A) the sum of the life insurance taxable income and the net investment income allocable to non-life insurance reserves bears to (B) the net investment income.

“(2) COMPUTATIONS UNDER SUBSECTION (c) (2) (A).—In computing the normal tax for purposes of subsection (c) (2) (A), there shall be allowed as a deduction an amount which bears the same ratio to the amount of the deduction provided by section 242 for partially tax-exempt interest as (A) the life insurance taxable income bears to (B) the net investment income.

“(e) ALTERNATIVE TAX ON CAPITAL GAINS.—In the case of a life insurance company which has non-life insurance reserves, the term ‘excess’ used in section 1201 (a) (relating to alternative tax on capital gains of corporations) means, for purposes of section 1201 (a), an amount which bears the same ratio to the excess described in such section as the non-life insurance reserves (determined under section 804 (d)) bear to the qualified reserves (determined under section 804 (c)). For purposes of any such computation, a net capital loss for any taxable year beginning before January 1, 1955, shall not be taken into account.

“(f) NON-LIFE INSURANCE TAXABLE INCOME DEFINED.—For purposes of this subpart, the term ‘non-life insurance taxable income’ means the net investment income allocable to non-life insurance reserves (determined under section 804 (d))—

“(1) increased by an amount which bears the same ratio to the net capital gain as the non-life insurance reserves bear to the qualified reserves; and

“(2) decreased by an amount which bears the same ratio to the total of the deductions provided in sections 243, 244, and 245 as the non-life insurance reserves bear to the qualified reserves.

In computing a net capital gain for purposes of paragraph (1) of this subsection, a net capital loss for any taxable year beginning before January 1, 1955, shall not be taken into account.

“SEC. 803. INCOME AND DEDUCTIONS.

“(a) APPLICATION OF SECTION.—The definitions and rules contained in this section shall apply only in the case of life insurance companies.

“(b) GROSS INVESTMENT INCOME.—For purposes of this part, the term ‘gross investment income’ means the sum of the following:

“(1) The gross amount of income received or accrued from—

“(A) interest, dividends, rents, and royalties,

“(B) the entering into of any lease, mortgage, or other instrument or agreement from which the life insurance company derives interest, rents, or royalties, and

“(C) the alteration or termination of any instrument or agreement described in subparagraph (B).

“(2) The gross income from any trade or business (other than an insurance business) carried on by the life insurance company, or by a partnership of which the life insurance company is a partner. In computing gross income under this paragraph, there shall be excluded any item described in paragraph (1).

In computing gross investment income under this subsection, there shall be excluded any gain from the sale or exchange of a capital asset, and any gain considered as gain from the sale or exchange of a capital asset.

“(c) NET INVESTMENT INCOME DEFINED.—The term ‘net investment income’ means the gross investment income less the following deductions:

68A Stat. 72.
26 USC 242.

68A Stat. 320.
26 USC 1201.

68A Stat. 73.
26 USC 243-245.

“(1) **TAX-FREE INTEREST.**—The amount of interest received or accrued during the taxable year which under section 103 is excluded from gross income.

“(2) **INVESTMENT EXPENSES.**—

“(A) Investment expenses paid or accrued during the taxable year.

“(B) If any general expenses are in part assigned to or included in the investment expenses, the total deduction under this paragraph shall not exceed—

“(i) one-fourth of 1 percent of the mean of the book value of the invested assets held at the beginning and end of the taxable year, plus

“(ii) one-fourth of the amount by which the net investment income (computed without any deduction for investment expenses allowed by this paragraph, or for tax-free interest allowed by paragraph (1)) exceeds $3\frac{3}{4}$ percent of the book value of the mean of the invested assets held at the beginning and end of the taxable year.

“(3) **REAL ESTATE EXPENSES.**—Taxes (as provided in section 164), and other expenses, paid or accrued during the taxable year exclusively on or with respect to the real estate owned by the company. No deduction shall be allowed under this paragraph for any amount paid out for new buildings, or for permanent improvements or betterments made to increase the value of any property.

“(4) **DEPRECIATION.**—The depreciation deduction allowed by section 167.

“(5) **DEPLETION.**—The deduction allowed by section 611 (relating to depletion).

“(6) **TRADE OR BUSINESS DEDUCTIONS.**—The deductions allowed by this subtitle (without regard to this part) which are attributable to any trade or business (other than an insurance business) carried on by the life insurance company, or by a partnership of which the life insurance company is a partner; except that for purposes of this paragraph—

“(A) There shall be excluded losses from—

“(i) sales or exchanges of capital assets,

“(ii) sales or exchanges of property used in the trade or business (as defined in section 1231 (b)), and

“(iii) the compulsory or involuntary conversion (as a result of destruction, in whole or in part, theft or seizure, or an exercise of the power of requisition or condemnation or the threat or imminence thereof) of property used in the trade or business (as so defined).

“(B) Any item, to the extent attributable to the carrying on of the insurance business, shall not be taken into account.

“(C) The deduction for net operating losses provided in section 172, and the special deductions for corporations provided in part VIII of subchapter B, shall not be allowed.

“(d) **RENTAL VALUE OF REAL ESTATE.**—The deduction under subsection (c) (3) and (4) on account of any real estate owned and occupied in whole or in part by a life insurance company shall be limited to an amount which bears the same ratio to such deduction (computed without regard to this subsection) as the rental value of the space not so occupied bears to the rental value of the entire property.

“(e) **AMORTIZATION OF PREMIUM AND ACCRUAL OF DISCOUNT.**—The gross investment income, the deduction for wholly-exempt interest allowed by subsection (c) (1), and the deduction allowed by section

68A Stat. 47.
26 USC 164.

68A Stat. 51.
26 USC 167.
68A Stat. 207.
26 USC 611.

68A Stat. 325.
26 USC 1231.

68A Stat. 63.
26 USC 172.
68A Stat. 72.
26 USC 241 et
seq.

242 (relating to partially tax-exempt interest) shall each be decreased to reflect the appropriate amortization of premium and increased to reflect the appropriate accrual of discount attributable to the taxable year on bonds, notes, debentures, or other evidences of indebtedness held by a life insurance company. Such amortization and accrual shall be determined—

“(1) in accordance with the method regularly employed by such company, if such method is reasonable, and

“(2) in all other cases, in accordance with regulations prescribed by the Secretary or his delegate.

“SEC. 804. RESERVE AND OTHER POLICY LIABILITY DEDUCTION.

“(a) **GENERAL RULE.**—Except as provided in subsection (b), for purposes of this subpart the term ‘reserve and other policy liability deduction’ means the sum of the amounts determined by applying the following percentages to the excess of the net investment income over the net investment income allocable to non-life insurance reserves (determined under subsection (d)):

“(1) 87.5 percent of so much of such excess as does not exceed \$1,000,000; and

“(2) 85 percent of so much of such excess as exceeds \$1,000,000.

“(b) **MAXIMUM DEDUCTION.**—

“(1) **IN GENERAL.**—The reserve and other policy liability deduction shall in no case exceed that amount which is equal to the sum of the following:

“(A) the amount equal to 2 times the amount determined under paragraph (1) of section 805 (c) (relating to required interest on life insurance reserves);

“(B) the amount determined under paragraph (2) of section 805 (c) (relating to required interest on reserves for deferred dividends);

“(C) the amount of the interest paid (as defined in section 805 (d));

“(D) the dividends to policyholders paid or declared (other than dividends on contracts meeting the requirements of subsection (d) (2) (A)); and

“(E) in the case of a mutual assessment life insurance company or association, the amount equal to 2 times whichever of the following is the lesser: (i) the amount of the net investment income on life insurance reserves described in subparagraph (A) or (B) of section 801 (b) (3), or (ii) 3 percent of the life insurance reserves so described,

reduced by the amount of the adjustment for policy loans provided in paragraph (2) of this subsection. For purposes of subparagraph (D) of the preceding sentence, the term ‘paid or declared’ shall be construed according to the method of accounting regularly employed in keeping the books of the insurance company.

“(2) **REDUCTION FOR CERTAIN POLICY LOANS.**—The adjustment described in paragraph (1) of this subsection shall be an amount equal to—

“(A) the mean of the aggregates, at the beginning and end of the taxable year, of the outstanding policy loans with respect to contracts for which life insurance reserves are maintained, multiplied by

“(B) the average rate of interest applicable to life insurance reserves.

For purposes of subparagraph (B) of the preceding sentence, the term ‘average rate of interest applicable to life insurance reserves’

68A Stat. 72.
26 USC 242.

means the ratio obtained by dividing the sum obtained under paragraph (1) of section 805 (c) by the sum obtained under paragraph (1) (B) of section 805 (c).

"(3) DIVIDENDS RECEIVED DEDUCTION WHERE MAXIMUM LIMIT APPLIES.—

"(A) If paragraph (1) of this subsection reduces the reserve and other policy liability deduction allowed by this section or section 812 for the taxable year, then in computing life insurance taxable income under section 802 (b), and in computing life insurance company taxable income under section 811 (b), there shall be allowed an additional deduction in an amount determined under subparagraph (B).

"(B) The amount of the additional deduction referred to in subparagraph (A) shall be the amount which bears the same ratio to the total of the deductions provided in sections 243, 244, and 245 as the net investment income reduced by the sum of—

"(i) the net investment income allocable to non-life insurance reserves (or, for purposes of section 811 (b), the amount of the adjustment for certain reserves provided in section 813), and

"(ii) 100/85 of the maximum limitation determined under paragraphs (1) and (2) of this subsection, bears to the net investment income.

"(c) **QUALIFIED RESERVES DEFINED.**—For purposes of this subpart, the term 'qualified reserves' means the sum of the following:

"(1) The life insurance reserves (as defined in section 801 (b)), plus 7 percent of that portion of such reserves as are computed on a preliminary term basis.

"(2) The non-life insurance reserves (as defined in subsection (d) (2)).

"(3) The amounts (discounted at the rates of interest assumed by the company) necessary to satisfy the obligations under insurance and annuity contracts (including contracts supplementary thereto), but only if (A) such obligations when satisfied will reflect an increment in the nature of interest, and (B) such obligations do not involve (at the time with respect to which the computation is made under this paragraph) life, health, or accident contingencies.

"(4) The amounts held at the end of the taxable year as reserves for dividends to policyholders, the payment of which dividends is deferred for a period which expires not earlier than 5 years from the date of the policy contract. This paragraph does not apply to dividends payable during the year following the taxable year.

"(5) Dividend accumulations, and other amounts, held at interest in connection with insurance or annuity contracts (including contracts supplementary thereto).

"(6) Premiums received in advance, and liabilities for premium deposit funds.

In applying this subsection the same item shall be counted only once. For purposes of this section (other than paragraph (4) of this subsection), the amount of any reserve (or portion thereof) for any taxable year shall be the mean of such reserve (or portion thereof) at the beginning and end of the taxable year.

"(d) NET INVESTMENT INCOME ALLOCABLE TO NON-LIFE INSURANCE RESERVES.—

"(1) **ALLOCATION RATIO.**—For purposes of this subpart, the net investment income allocable to non-life insurance reserves is

that amount which bears the same ratio to the net investment income as such reserves bear to the qualified reserves.

“(2) **NON-LIFE INSURANCE RESERVES DEFINED.**—For purposes of this subpart, the term ‘non-life insurance reserves’ means the sum of the unearned premiums and the unpaid losses (whether or not ascertained)—

“(A) on contracts other than life insurance, annuity, and noncancellable health and accident insurance contracts (including life insurance or annuity contracts combined with noncancellable health and accident insurance), and

“(B) which are not included in life insurance reserves (as defined in section 801 (b)).

For purposes of this paragraph, such unearned premiums shall not be considered to be less than 25 percent of the net premiums written during the taxable year on such other contracts.

“(3) **ADJUSTMENTS WITH RESPECT TO CERTAIN NON-LIFE INSURANCE CONTRACTS.**—For purposes of this subpart, if—

“(A) any computation under this subpart is made by reference to a contract meeting the requirements of paragraph (2) (A) of this subsection, and

“(B) part of the reserves for such contract are life insurance reserves,

then, under regulations prescribed by the Secretary or his delegate, proper adjustment shall be made in the amount taken into account with respect to such contract for purposes of such computation.

“SEC. 805. SPECIAL INTEREST DEDUCTION.

“(a) **SPECIAL INTEREST DEDUCTION.**—For purposes of the tax imposed by section 802 (and the tax imposed by section 811), there shall be allowed a special interest deduction determined as follows:

“(1) Divide the amount of the adjusted net investment income (as defined in subsection (b)) by the amount of the required interest (as defined in subsection (c)).

“(2) If the quotient obtained in paragraph (1) is 1.05 or more, the special interest deduction shall be zero.

“(3) If the quotient obtained in paragraph (1) is 1.00 or less, the special interest deduction shall be an amount equal to 50 percent of the amount by which—

“(A) the net investment income (reduced by the net investment income allocable to non-life insurance reserves), exceeds

“(B) the reserve and other policy liability deduction for the taxable year.

“(4) If the quotient obtained in paragraph (1) is more than 1.00 but less than 1.05, the special interest deduction shall be the amount obtained by multiplying—

“(A) the amount by which (i) the net investment income (reduced by the net investment income allocable to non-life insurance reserves) exceeds (ii) the reserve and other policy liability deduction for the taxable year, by

“(B) 10 times the difference between the figure 1.05 and the quotient obtained in paragraph (1).

“(b) **ADJUSTED NET INVESTMENT INCOME.**—For purposes of subsection (a) (1), the term ‘adjusted net investment income’ means—

“(1) the net investment income (computed without the deduction for wholly-exempt interest allowed by section 803 (c) (1)), minus

“(2) 50 percent of the net investment income allocable to non-life insurance reserves.

“(c) **REQUIRED INTEREST.**—For purposes of subsection (a) (1), the term ‘required interest’ means the total of—

“(1) the sum of the amounts obtained by multiplying—

“(A) each rate of interest assumed in computing the taxpayer’s life insurance reserves, by

“(B) the means of the amounts of the taxpayer’s life insurance reserves computed at such rate at the beginning and end of the taxable year, plus 7 percent of the portion of such reserves at such rate as are computed on a preliminary term basis;

“(2) the sum of the amounts obtained by multiplying—

“(A) each rate of interest assumed in computing the taxpayer’s reserves for deferred dividends described in section 804 (c) (4), by

“(B) the means of the amounts of such reserves computed at such rate at the end of the taxable year; and

“(3) interest paid.

“(d) **INTEREST PAID.**—For purposes of subsection (c) (3), the term ‘interest paid’ means—

“(1) all interest paid or accrued within the taxable year on indebtedness, except on indebtedness incurred or continued to purchase or carry obligations (other than obligations of the United States issued after September 24, 1917, and originally subscribed for by the taxpayer) the interest on which is wholly exempt from taxation under this chapter; and

“(2) all amounts in the nature of interest, whether or not guaranteed, paid or accrued within the taxable year on insurance or annuity contracts (or contracts arising out of insurance or annuity contracts) which do not involve, at the time of payment or accrual, life, health, or accident contingencies.

“Subpart B—1942 Formula

“Sec. 811. Tax imposed.

“Sec. 812. Reserve and other policy liability deduction.

“Sec. 813. Adjustment for certain reserves.

Post, p. 633.

“SEC. 811. TAX IMPOSED.

“(a) **TAX IMPOSED.**—A tax is hereby imposed, on the life insurance company taxable income of every life insurance company, for each taxable year beginning after December 31, 1955. Such tax shall consist of—

68A Stat. 11.
26 USC 11.

“(1) a normal tax on such income computed under section 11 (b), and

“(2) a surtax on such income computed under section 11 (c).

“(b) **LIFE INSURANCE COMPANY TAXABLE INCOME DEFINED.**—For purposes of this subpart, the term ‘life insurance company taxable income’ means the net investment income (as defined in section 803 (c))—

“(1) minus the reserve and other policy liability deduction allowed by section 812,

“(2) minus the special interest deduction, if any, allowed by section 805, and

“(3) plus the amount of the adjustment for certain reserves provided in section 813.

68A Stat. 72.
26 USC 242.

For purposes of the normal tax, the life insurance company taxable income shall be reduced by the deduction provided in section 242 for partially tax-exempt interest.

“(c) **RULE FOR COMPUTATION OF SPECIAL INTEREST DEDUCTION.**—In computing the special interest deduction under section 805 in the case of any taxable year with respect to which a tax is imposed under this section—

“(1) in lieu of the reduction of the net investment income provided in paragraphs (3) (A) and (4) (A) of section 805 (a), the net investment income shall be reduced by the amount of the adjustment for certain reserves provided in section 813, and

“(2) in lieu of subtracting the amount provided in paragraph (2) of section 805 (b), subtract 50 percent of the amount of the adjustment for certain reserves provided in section 813.

“**SEC. 812. RESERVE AND OTHER POLICY LIABILITY DEDUCTION.**

“(a) **GENERAL RULE.**—For purposes of this subpart, the term ‘reserve and other policy liability deduction’ means an amount computed by multiplying the net investment income by a figure, to be determined and proclaimed by the Secretary or his delegate for each taxable year with respect to which a tax is imposed by section 811. This figure shall be based on such data with respect to life insurance companies for the preceding taxable year as the Secretary or his delegate considers representative and shall be computed in accordance with the following formula: The ratio which a numerator comprised of the aggregate of the sums of—

“(1) 2 percent of the reserves for deferred dividends,

“(2) interest paid, and

“(3) the product of—

“(A) the mean of the adjusted reserves at the beginning and end of the taxable year, and

“(B) the reserve earnings rate,

bears to a denominator comprised of the aggregate of the excess of net investment incomes (computed without the deduction for wholly-exempt interest allowed by section 803 (c) (1)) over the adjustment for certain reserves provided in section 813.

“(b) **DEFINITIONS.**—For purposes of subsection (a)—

“(1) **RESERVES FOR DEFERRED DIVIDENDS.**—The term ‘reserves for deferred dividends’ has the same meaning as when used in section 804 (c) (4).

“(2) **INTEREST PAID.**—The term ‘interest paid’ has the meaning given to such term by section 805 (d).

“(3) **ADJUSTED RESERVES.**—The term ‘adjusted reserves’ means the life insurance reserves (as defined in section 801 (b)), plus 7 percent of that portion of such reserves as are computed on a preliminary term basis.

“(4) **RESERVE EARNINGS RATE.**—The term ‘reserve earnings rate’ means a rate computed by adding 2.1125 percent (65 percent of $3\frac{1}{4}$ percent) to 35 percent of the average rate of interest assumed in computing life insurance reserves. Such average rate shall be calculated by multiplying each assumed rate of interest by the means of the amounts of the adjusted reserves computed at that rate at the beginning and end of the taxable year and dividing the sum of the products by the mean of the total adjusted reserves at the beginning and end of the taxable year.

“(c) **MAXIMUM DEDUCTION.**—The reserve and other policy liability deduction allowed by subsection (a) of this section shall in no case exceed an amount equal to the amount which would be determined under subsection (b) of section 804 if such subsection applied with respect to the taxable year.

“SEC. 813. ADJUSTMENT FOR CERTAIN RESERVES.

“In the case of a life insurance company writing contracts other than life insurance, annuity, and noncancellable health and accident insurance contracts (including life insurance or annuity contracts combined with noncancellable health and accident insurance), the term ‘adjustment for certain reserves’ means, for purposes of this subpart, an amount equal to $3\frac{1}{4}$ percent of the unearned premiums and unpaid losses on such other contracts which are not included in life insurance reserves (as defined in section 801 (b)). For purposes of this section, such unearned premiums shall not be considered to be less than 25 percent of the net premiums written during the taxable year on such other contracts.

“Subpart C—Miscellaneous Provisions

“Sec. 816. Foreign life insurance companies.

“Sec. 817. Denial of double deductions.

“Sec. 818. Certain new insurance companies.

“SEC. 816. FOREIGN LIFE INSURANCE COMPANIES.

“(a) CARRYING ON UNITED STATES INSURANCE BUSINESS.—A foreign life insurance company carrying on a life insurance business within the United States, if with respect to its United States business it would qualify as a life insurance company under section 801, shall be taxable in the same manner as a domestic life insurance company; except that the determinations necessary for purposes of this subtitle shall be made on the basis of the income, disbursements, assets, and liabilities reported in the annual statement for the taxable year of the United States business of such company on the form approved for life insurance companies by the National Association of Insurance Commissioners.

“(b) NO UNITED STATES INSURANCE BUSINESS.—Foreign life insurance companies not carrying on an insurance business within the United States shall not be taxable under this part but shall be taxable as other foreign corporations.

“SEC. 817. DENIAL OF DOUBLE DEDUCTIONS.

“Nothing in this part shall permit the same item to be deducted more than once.

“SEC. 818. CERTAIN NEW INSURANCE COMPANIES.

“(a) GENERAL RULE.—If the taxable year begins not more than 9 years after the first day on which the taxpayer was authorized to do business as an insurance company, then—

“(1) for purposes of subpart A, the life insurance taxable income shall not exceed (A) the amount of the net gain from operations after dividends to policyholders, reduced by (B) (i) the net investment income allocable to non-life insurance reserves and (ii) the special reduction for dividends received provided by subsection (c); or

“(2) for purposes of subpart B, the life insurance company taxable income shall not exceed (A) the amount of the net gain from operations after dividends to policyholders, reduced by (B) the special reduction for dividends received provided by subsection (c).

For purposes of this subsection, the net gain from operations after dividends to policyholders shall be computed in the manner required for purposes of the annual statement approved by the National Convention of Insurance Commissioners, except that no reduction shall be made for any Federal income tax.

“(b) **LIMITATION.**—This section shall not reduce the tax for any taxable year below the amount which (but for this section) would be imposed by section 802 or section 811, as the case may be, computed without the applicable limitation on the reserve and other policy liability deduction contained in section 804 (b) or section 812 (c).

“(c) **SPECIAL RULE FOR DIVIDENDS RECEIVED.**—The reduction referred to in paragraph (1) (B) (ii) and in paragraph (2) (B) of subsection (a) shall be an amount computed under section 804 (b) (3), except that, for purposes of such computation, the maximum limitation referred to in section 804 (b) (3) (B) (ii) shall be—

“(1) in the case of a taxable year with respect to which tax is imposed by section 802, the amount by which (A) the net investment income (reduced by the net investment income allocable to non-life insurance reserves), exceeds (B) the life insurance taxable income (computed without regard to the reduction provided by this subsection); or

“(2) in the case of a taxable year with respect to which tax is imposed by section 811, the amount by which (A) the sum of the net investment income and the amount of the adjustment for certain reserves provided in section 813, exceeds (B) the life insurance company taxable income (computed without regard to the reduction provided by this subsection).”

SEC. 3. ADJUSTMENTS TO INVESTMENT INCOME OF INSURANCE COMPANIES OTHER THAN LIFE.

(a) **MUTUAL INSURANCE COMPANIES (OTHER THAN LIFE).**—The following provisions of part II of subchapter L of chapter 1 of the Internal Revenue Code of 1954 are hereby amended as follows:

(1) Paragraph (2) of section 821 (a) is amended by striking out “interest, dividends, rents,” and inserting in lieu thereof “the items described in section 822 (b) (other than paragraph (1) (D) thereof).”

(2) Section 821 (c) is amended by striking out “interest, dividends, rents,” and inserting in lieu thereof “the items described in section 822 (b) (other than paragraph (1) (D) thereof).”

(3) Section 822 (b) is amended to read as follows:

“(b) **GROSS INVESTMENT INCOME.**—For purposes of subsection (a), the term ‘gross investment income’ means the sum of the following:

“(1) The gross amount of income during the taxable year from—

“(A) interest, dividends, rents, and royalties,

“(B) the entering into of any lease, mortgage, or other instrument or agreement from which the insurance company derives interest, rents, or royalties,

“(C) the alteration or termination of any instrument or agreement described in subparagraph (B), and

“(D) gains from sales or exchanges of capital assets to the extent provided in subchapter P (sec. 1201 and following, relating to capital gains and losses).

“(2) The gross income during the taxable year from any trade or business (other than an insurance business) carried on by the insurance company, or by a partnership of which the insurance company is a partner. In computing gross income under this paragraph, there shall be excluded any item described in paragraph (1).”

(4) Paragraph (3) of section 822 (c) is amended to read as follows:

68A Stat. 260.
26 USC 821-823.

68A Stat. 320.
26 USC 1201 et
seq.

68A Stat. 47.
26 USC 164.

"(3) REAL ESTATE EXPENSES.—Taxes (as provided in section 164), and other expenses, paid or accrued during the taxable year exclusively on or with respect to the real estate owned by the company. No deduction shall be allowed under this paragraph for any amount paid out for new buildings, or for permanent improvements or betterments made to increase the value of any property."

68A Stat. 321.
26 USC 1212.

(5) Paragraph (6) of section 822 (c) is amended by striking out "the sum of interest, dividends, rents, and net premiums received. In the application of section 1211" and inserting in lieu thereof "the sum of the items described in subsection (b) (other than paragraph (1) (D) thereof) and net premiums received. In the application of section 1212".

(6) Section 822 (c) is amended by adding at the end thereof the following new paragraphs:

"(8) TRADE OR BUSINESS DEDUCTIONS.—The deductions allowed by this subtitle (without regard to this part) which are attributable to any trade or business (other than an insurance business) carried on by the insurance company, or by a partnership of which the insurance company is a partner; except that for purposes of this paragraph—

"(A) any item, to the extent attributable to the carrying on of the insurance business, shall not be taken into account, and

"(B) the deduction for net operating losses provided in section 172 shall not be allowed.

68A Stat. 63.
26 USC 172.
68A Stat. 207.
26 USC 611.

"(9) DEPLETION.—The deduction allowed by section 611 (relating to depletion)."

(7) Section 822 (d) (1) is amended by striking out "subsection (e) (3) or (4)" and inserting in lieu thereof "subsection (c) (3) or (4)".

(8) Section 822 (e) is amended by striking out "interest, dividends, rents," and inserting in lieu thereof "items described in subsection (b) (other than paragraph (1) (D) thereof)".

(b) STOCK COMPANIES (OTHER THAN LIFE).—The following provisions of section 832 are hereby amended as follows:

(1) Paragraph (4) of subsection (b) is amended by striking out "section 806" and inserting "section 801 (b)".

(2) Paragraph (5) of subsection (c) is amended by striking out "interest, dividends, rents, and net premiums received. In the application of section 1211" and inserting in lieu thereof "the items described in section 822 (b) (other than paragraph (1) (D) thereof) and net premiums received. In the application of section 1212".

68A Stat. 321.
26 USC 1212.

(3) Paragraph (8) of subsection (c) is amended by inserting after "section 167" the following: "and the deduction allowed by section 611 (relating to depletion)".

SEC. 4. ANNUAL ACCOUNTING PERIOD OF INSURANCE COMPANIES TO BE THE CALENDAR YEAR.

68A Stat. 267.
26 USC 841, 842.

(a) Part IV of subchapter L of chapter 1 of the Internal Revenue Code of 1954 (relating to provisions of general application with respect to insurance companies) is hereby amended by adding at the end thereof the following new section:

"SEC. 843. ANNUAL ACCOUNTING PERIOD.

"For purposes of this subtitle, the annual accounting period for each insurance company subject to a tax imposed by this subchapter shall be the calendar year."

(b) The table of sections for such part IV is hereby amended by adding at the end thereof the following:

"Sec. 843. Annual accounting period."

SEC. 5. TECHNICAL AMENDMENTS.

The following provisions of the Internal Revenue Code of 1954 are hereby amended as follows:

(1) Section 316 (b) (1) (relating to definition of dividends) is amended to read as follows:

68A Stat. 98.
26 USC 316.

"(1) CERTAIN INSURANCE COMPANY DIVIDENDS.—The definition in subsection (a) shall not apply to the term 'dividend' as used in subchapter L in any case where the reference is to dividends of insurance companies paid to policyholders as such."

(2) Section 501 (c) (15) (relating to certain exempt mutual insurance companies) is amended by striking out "interest, dividends, rents," and inserting in lieu thereof "the items described in section 822 (b) (other than paragraph (1) (D) thereof)".

68A Stat. 163.
26 USC 501.

(3) Section 594 (a) (2) is amended by striking out "the taxable income (as defined in section 803)" and inserting in lieu thereof "the income".

68A Stat. 205.
26 USC 594.

(4) The first sentence of section 841 (relating to credit for foreign taxes) is amended by inserting "811," after "802,". Paragraph (1) of the second sentence of such section is amended to read as follows:

"(1) in the case of the tax imposed by section 802 or 811, the net investment income (as defined in section 803 (c)),".

(5) Section 842 (relating to computation of gross income) is amended by striking out "802 or 831" and inserting in lieu thereof "802, 811, or 831".

(6) Section 891 (relating to doubling of rates of tax in case of discrimination by a foreign country) is amended by inserting "811," after "802,".

(7) Section 1201 (a) (relating to alternative tax on capital gains) is amended by inserting "802 (a)," after "511,".

68A Stat. 320.
26 USC 1201.

(8) Section 1504 (b) (2) (relating to exceptions from consolidated return provisions) is amended by striking out "802 or 821" and inserting in lieu thereof "802, 811, or 821".

68A Stat. 370.
26 USC 1504.

(9) Paragraph (2) of section 4371 (relating to tax on policies issued by foreign insurers) is amended by striking out "807" and inserting in lieu thereof "816".

68A Stat. 521.
26 USC 4371.

SEC. 6. EFFECTIVE DATE.

The amendments made by this Act shall apply only to taxable years beginning after December 31, 1954.

SEC. 7. SAVINGS PROVISIONS.

In the case of any taxpayer subject to tax under section 802 or 807 of the Internal Revenue Code of 1954 (as such sections were in effect before the enactment of this Act), no addition to the tax shall be made under section 6655 of such Code (relating to failure by corporation to pay estimated tax) with respect to estimated tax for a taxable year beginning in 1955. In the case of any taxpayer subject to tax under section 821 of such Code (imposing a tax on certain mutual insurance companies), any addition to the tax under section 6655 of such Code with respect to estimated tax for a taxable year beginning in 1955 shall in no case be larger than such addition would have been if this Act had not been enacted.

68A Stat. 825.
26 USC 6655.

Approved March 13, 1956.

Public Law 430

CHAPTER 85

March 16, 1956
[H. R. 7588]

AN ACT

Granting the benefits of section 301 (a) (7) of the Immigration and Nationality Act to certain children of United States citizens.

66 Stat. 235.
8 USC 1401.

54 Stat. 1134.
8 USC 601 note;
10 USC 625.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 301 (a) (7) of the Immigration and Nationality Act shall be considered to have been and to be applicable to a child born outside of the United States and its outlying possessions after January 12, 1941, and before December 24, 1952, of parents one of whom is a citizen of the United States who has served in the Armed Forces of the United States after December 31, 1946, and before December 24, 1952, and whose case does not come within the provisions of section 201 (g) or (i) of the Nationality Act of 1940.

Approved March 16, 1956.

Public Law 431

CHAPTER 86

March 16, 1956
[S. 2884]

AN ACT

To amend the wheat marketing quota provisions of the Agricultural Adjustment Act of 1938, as amended.

Durum wheat.
Quotas and allot-
ments.
69 Stat. 9.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 334 (e) of the Agricultural Adjustment Act of 1938, as amended (7 U. S. C. 1334), is amended to read as follows:

“(e) Notwithstanding any other provision of this Act, the Secretary shall increase the farm marketing quotas and acreage allotments for the 1956 crop of wheat for farms located in counties in the States of North Dakota, Minnesota, Montana, South Dakota, and California, designated by the Secretary as counties which (1) are capable of producing durum wheat (class II) and (2) have produced such wheat for commercial food products during one or more of the five years 1951 through 1955. The increase in the wheat acreage allotment for any farm shall be conditioned upon the production of durum wheat (class II) on such increased acreage. The increased allotment shall be determined by adding to the allotment established without regard to this subsection (hereinafter referred to as the ‘original allotment’) an acreage equal to two times the acreage by which the original allotment exceeds the 1956 acreage on the farm of classes of wheat other than durum wheat (class II) (hereinafter referred to as ‘other wheat’), but such increased allotment shall not exceed the smaller of the cropland on the farm well suited to wheat or the wheat acreage on the farm: *Provided*, That for the purposes of this subsection (1) the original allotment for each farm shall be not less than fifteen acres, and (2) varieties of class II (durum wheat) known as ‘Golden Ball’ and ‘Peliss’ shall be regarded as ‘other wheat’. Notwithstanding any other provision of this subsection, no acreage allotment shall be increased under this subsection for any farm on which the producer knowingly devotes to the production of other wheat an acreage in excess of the acreage allotment established without regard to this subsection (and particularly without regard to clause (1) of the foregoing proviso).

“The increases in wheat acreage allotments authorized by this subsection shall be in addition to the National, State, and county wheat acreage allotments, and the acreage of durum wheat (class II) on such

increased allotments shall not be considered in establishing future State, county and farm acreage allotments.

"The provisions of paragraph (6) of Public Law 74, Seventy-seventh Congress (7 U. S. C. 1340 (6)), and section 326 (b) of this Act, relating to the reduction of the storage amount of wheat shall apply to the allotment for the farm established without regard to this subsection and not to the increased allotment under this subsection."

55 Stat. 204; 52
Stat. 51.
7 USC 1326.

Approved March 16, 1956.

Public Law 432

CHAPTER 87

JOINT RESOLUTION

Making an additional appropriation for the Department of Labor for the fiscal year 1956, and for other purposes.

March 19, 1956
[H. J. Res. 582]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending June 30, 1956, the following sum:

DEPARTMENT OF LABOR

BUREAU OF EMPLOYMENT SECURITY

UNEMPLOYMENT COMPENSATION FOR FEDERAL EMPLOYEES

For an additional amount for "Unemployment compensation for Federal employees", \$13,000,000, to be derived by transfer from the appropriation "Unemployment compensation for veterans", fiscal year 1956.

Approved March 19, 1956.

Public Law 433

CHAPTER 89

AN ACT

To amend the Rubber Producing Facilities Disposal Act of 1953, as heretofore amended, so as to permit the disposal thereunder of Plancor Numbered 1207 at Louisville, Kentucky.

March 21, 1956
[S. 3091]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Rubber Producing Facilities Disposal Act of 1953, as heretofore amended, is amended by adding at the end thereof the following new section:

Rubber facility.
67 Stat. 408.
50 USC app. 1941
note.

"SEC. 27. (a) Notwithstanding the second sentence of section 7 (a), the period for receipt of proposals for the purchase of the Government-owned rubber-producing facility at Louisville, Kentucky, known as Plancor Numbered 1207 and hereinafter referred to as the 'Louisville plant', shall not expire until the end of the thirty-day period which begins on the date of the enactment of this section.

Plancor 1207,
Louisville, Ky.
50 USC app.
1941e.

"(b) If one or more proposals are received for the purchase of the Louisville plant within the time period specified in subsection (a), the Commission, notwithstanding the expiration of the period for negotiation specified in section 7 (f), shall negotiate with those submitting the proposals for a period of not to exceed thirty days for the purpose of entering into a contract of sale.

Negotiation peri-
od.

"(c) Within ten days after the termination of the actual negotiation period referred to in subsection (b), or, if Congress is not then

Report to Con-
gress.

50 USC 1941g.
Transfer period.

in session, within ten days after Congress next convenes, the Commission shall prepare and submit to the Congress a report containing, with respect to the disposal under this section of the Louisville plant, the information described in paragraphs 1, 2, 3, 4, and 8 of section 9 (a). Unless the contract is disapproved by either House of the Congress by a resolution prior to the expiration of thirty days of continuous session (as defined in section 9 (c)) of the Congress following the date upon which the report is submitted to it, upon the expiration of such thirty-day period the contract shall become fully effective and the Commission shall proceed to carry it out, and transfer of possession of the facility sold shall be made as soon as practicable but in any event within thirty days after the expiration or termination of the existing lease on the Louisville plant. The failure to complete transfer of possession within thirty days after expiration or termination of the existing lease shall not give rise to or be the basis of rescission of the contract of sale."

Transmittal of
report to Attorney
General.
50 USC 1941a.

SEC. 2. Notwithstanding the provisions of section 3 (d) of the Rubber Producing Facilities Disposal Act of 1953, the Rubber Producing Facilities Disposal Commission (hereinafter referred to as the "Commission"), before submission to the Congress of its report relative to the Louisville plant, shall submit it to the Attorney General, who shall, within seven days after receiving the report, advise the Commission whether, in his opinion, the proposed disposition, if carried out, will violate the antitrust laws.

Termination of
Commission.

69 Stat. 629, 16.
50 USC app.
1941f and note.

SEC. 3. Notwithstanding the provisions of section 4 of Public Law 336, Eighty-fourth Congress, approved August 9, 1955, of section 4 of Public Law 19, Eighty-fourth Congress, approved March 31, 1955, and section 20 of the Rubber Producing Facilities Disposal Act of 1953, the Commission established by the last-mentioned Act shall cease to exist at the close of the ninetieth day following the termination of the review period provided for in section 27 (c) of that Act, unless no sale of the Louisville plant is recommended by the Commission pursuant to section 27 (c) of that Act, in which event the Commission shall cease to exist at the close of the ninetieth day following the termination of the maximum period allowed for negotiation in section 27 (b).

Lease.

50 USC app.
1941g.

SEC. 4. (a) Notwithstanding the provisions of section 9 (d) and notwithstanding the period of lease limitation in section 9 (f) of the Rubber Producing Facilities Disposal Act of 1953, the Commission or its successor may, provided the period for receipt of proposals for the purchase of the Louisville plant has expired as provided in section 27 (a) of that Act and no proposal or contract for the purchase of the Louisville plant is then pending or in effect, extend the existing lease or enter into a new lease on the Louisville plant for a term of not less than five years nor more than fifteen years from the date of termination of said existing lease.

Transmittal of
lease to Attorney
General.
50 USC app.
1941f, 1941g.

(b) Notwithstanding the provisions of sections 8 (a) (3) and 9 (f) of the Rubber Producing Facilities Disposal Act of 1953 relating to the period for review by the Attorney General, the Commission, before submission to the Congress of a lease or lease extension relative to the Louisville plant, shall submit it to the Attorney General, who shall, within seven days after receiving the lease or lease extension, advise the Commission whether the proposed lease or lease extension would tend to create or maintain a situation inconsistent with the antitrust laws.

Report to Con-
gress.

(c) Within ten days after the termination of the lease negotiations authorized in subsection (a) of this section, or, if Congress is not then in session, within ten days after Congress next convenes, the Commission shall report to the Congress the lease or lease extension nego-

tiated pursuant to this section. The Commission shall submit at the same time the statement of the Attorney General approving the proposed lease or lease extension in accordance with the standard set forth in subsection (b) of this section, and the names of the persons who have represented the Government or lessee in conducting negotiations for the lease or lease extension on the Louisville plant. Unless the lease or lease extension is disapproved by either House of the Congress by resolution prior to the expiration of thirty days of continuous session (as defined in section 9 (c) of the Rubber Producing Facilities Disposal Act of 1953) of the Congress following the date upon which the lease or lease extension is submitted to it, upon the expiration of such thirty-day period the lease or lease extension shall become fully effective and the Commission shall proceed to carry it out in accordance with its terms.

50 USC app.
1941g.

SEC. 5. Except as otherwise provided in this Act, the disposal or lease of the Louisville plant shall be fully subject to all the provisions of the Rubber Producing Facilities Disposal Act of 1953 and such criteria as have been established by the Commission in handling disposal of other Government-owned rubber producing facilities under that Act: *Provided*, That the provisions of sections 7 (j), 7 (k), 10, 15 and 24 of that Act shall not apply to the disposal or lease of the Louisville plant.

Disposal cri-
teria.

SEC. 6. (a) Notwithstanding any provision of the Rubber Producing Facilities Disposal Act of 1953, as amended, or of this Act, the Rubber Producing Facilities Disposal Commission may enter into contracts of sale and may from time to time enter into leases for all or any part of the catalyst manufacturing equipment now situated in Baltimore, Maryland, and generally described in the Commission's brochure M-2 dated March 1954.

Nonapplicabil-
ity.
50 USC app.
1941e, 1941h,
1941m, 1941v.

Catalyst equip-
ment, Baltimore,
Md.

(b) Except as provided in this paragraph, each such lease or contract may be made on such terms and conditions, including type of use and duration (up to fifteen years) of any lease, as the Commission deems advisable in the public interest. Before making such sale or lease, the Commission shall secure the advice of the Attorney General as to whether the proposed sale or lease would tend to create or maintain a situation inconsistent with the antitrust laws. Each such lease or contract of sale shall contain a national security clause, containing such terms and for such duration (ten years or less) as the Commission deems desirable in the public interest, and any such lease shall provide for the recapture of the equipment thereby leased and the termination of the lease, if the President determines that the national interest so requires.

Sales or leases.
Terms and condi-
tions.

National secu-
rity clause.

The price for any part or all of such equipment shall be an amount which the Commission determines to be the maximum amount obtainable in the public interest, but not less than fair value as determined by the Commission.

Price.

(c) Any of such equipment not sold or leased under subsection (a) shall be placed and maintained in adequate standby condition pursuant to, and be otherwise subject to, the provisions of section 8 of the Rubber Producing Facilities Disposal Act of 1953 (other than the provision prohibiting leases).

Standby condi-
tion.

50 USC 1941f.

(d) All the powers and authority conferred by this section upon the Commission may, after the termination of the existence of the Commission, be exercised by such agency of the Government as the President may designate for the purpose, and for this purpose such successor agency may exercise all the authority conferred in the Rubber Producing Facilities Disposal Act of 1953 upon the Commission.

Authority dele-
gation.

50 USC app. 1941
note.

Approved March 21, 1956.

Public Law 434

CHAPTER 90

March 21, 1956
[H. R. 2552]

AN ACT

To authorize the modification of the existing project for the Great Lakes connecting channels above Lake Erie.

Great Lakes con-
necting channels.
Modification.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the project for improvement of the Great Lakes connecting channels above Lake Erie is hereby modified to provide controlling depths of not less than twenty-seven feet, the work to be prosecuted under the direction of the Secretary of the Army and the supervision of the Chief of Engineers in accordance with plans approved by the Chief of Engineers, in the report submitted in Senate Document Numbered 71, Eighty-fourth Congress, first session.

Appropriation.

SEC. 2. There are authorized to be appropriated such sums as may be necessary to carry out the provisions of this Act.

Approved March 21, 1956.

Public Law 435

CHAPTER 91

March 24, 1956
[H. R. 5556]

AN ACT

Authorizing a preliminary examination and survey of McGirts Creek, Florida, for flood control.

McGirts Creek,
Fla.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Army, acting through the Chief of Engineers, is hereby authorized and directed to make a preliminary examination and survey with a view to determining the advisability of making improvements for flood control in McGirts Creek, a tributary of Saint Johns River, in Florida.

Approved March 24, 1956.

Public Law 436

CHAPTER 92

March 24, 1956
[H. J. Res. 517]

JOINT RESOLUTION

Changing the date for the counting of the electoral votes in 1957.

3 USC 15.

Whereas January 6, 1957, is a Sunday; and
Whereas Public Law 771, Eightieth Congress (62 Stat. 672, 675), provides that "Congress shall be in session on the sixth day of January succeeding every meeting of the (Presidential) electors" for the purpose of counting the electoral votes: Therefore be it

Electoral votes,
count.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the two Houses of Congress shall meet in the Hall of the House of Representatives on Monday, the seventh day of January 1957, at one o'clock post meridian, pursuant to the requirements of the Constitution and laws relating to the election of President and Vice President of the United States, and the President of the Senate shall be their presiding officer; that two tellers shall be previously appointed by the President of the Senate on the part of the Senate and two by the Speaker on the part of the House of Representatives, to whom shall be handed, as they are opened by the President of the Senate, all the certificates and papers purporting to be certificates of the electoral votes, which certificates and papers shall be opened, presented, and acted upon

in the alphabetical order of the States, beginning with the letter A; and said tellers, having then read the same in the presence and hearing of the two Houses, shall make a list of the votes as they shall appear from the said certificates; and the votes having been ascertained and counted in the manner and according to the rules by law provided, the result of the same shall be delivered to the President of the Senate, who shall thereupon announce the state of the vote, which announcement shall be deemed a sufficient declaration of the persons, if any, elected President and Vice President of the United States, and, together with a list of the votes, be entered on the Journals of the two Houses.

Approved March 24, 1956.

Public Law 437

CHAPTER 93

AN ACT

To extend the time within which the State of Louisiana may make initial payment on the purchase of certain property from the United States.

March 24, 1956
[H. R. 7927]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Act entitled "An Act to provide for the conveyance of certain property under the jurisdiction of the Housing and Home Finance Administrator to the State of Louisiana", approved August 4, 1955 (Public Law 235, Eighty-fourth Congress), is amended by striking out "six months" and inserting in lieu thereof "one year".

Louisiana.
Property pay-
ment.

69 Stat. 495.

Approved March 24, 1956.

Public Law 438

CHAPTER 94

AN ACT

To revise the boundaries of the Theodore Roosevelt National Memorial Park, in the State of North Dakota, and for other purposes.

March 24, 1956
[S. 1529]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following-described lands are hereby made a part of the Theodore Roosevelt National Memorial Park, subject to all laws and regulations applicable thereto: Beginning at a point in block 11 of the village of Medora, North Dakota, said point being on the northerly right-of-way line of Third Avenue a distance of 160 feet westerly from the northwest corner of the intersection of Third Avenue and Main Street; thence northerly a distance of 140 feet to a point on a line parallel to and 160 feet westerly of the westerly right-of-way line of Main Street; thence easterly 10 feet along a line parallel to and 140 feet northerly of the northerly right-of-way line of Third Avenue to a point 150 feet westerly of the westerly right-of-way line of Main Street; thence northerly 20 feet along a line parallel to and 150 feet westerly of the westerly right-of-way line of Main Street to a point on a line parallel to and 160 feet northerly of the northerly right-of-way line of Third Avenue; thence easterly along said line a distance of 150 feet to a point on the westerly right-of-way line of Main Street; thence northerly a distance of 40 feet along said westerly right-of-way line of Main Street to a point 200 feet northerly from the northwest corner of the intersection of Third Avenue and Main Street; thence easterly along a line parallel to and 200 feet northerly of the northerly right-of-way

Theodore Roose-
velt National Me-
morial Park.
Boundaries.

line of Third Avenue a distance of 970 feet to the northwesterly corner of lot 3 in block 8; thence southerly along the westerly line of lots 3 to 10, inclusive, in block 8 a distance of 200 feet to a point on the northerly right-of-way line of Third Avenue; thence along the northerly right-of-way line of Third Avenue extended easterly to a point on the west sixteenth line of section 26; thence northerly along said sixteenth line to a point on the section line common to sections 23 and 26; thence westerly along said section line to a point which is 600 feet easterly of the section corner common to sections 22, 23, 26, and 27; thence northerly along a line parallel to and 600 feet easterly from the section line common to sections 22 and 23 to a point on the south sixteenth line of section 23; thence westerly along said sixteenth line a distance of 600 feet to a point on the section line common to sections 22 and 23; thence southerly along said section line to the section corner common to sections 22, 23, 26, and 27; thence southerly along the section line common to sections 26 and 27 a distance of 390.5 feet; thence westerly a distance of 421.7 feet to a point on a line parallel to and 390.5 feet southerly from the section line common to sections 22 and 27; thence southerly a distance of 360 feet to a point in block 4 on a line parallel to and 150 feet westerly from the westerly right-of-way line of Main Street extended northerly; thence southwestwardly on a straight line through the southwest corner of block 4 to a point on the southerly right-of-way line of Second Avenue extended westerly; thence westerly along said westerly extension of the southerly right-of-way line of Second Avenue to a point on the northeasterly right-of-way line of United States Highway Numbered 10; thence southeasterly along said northeasterly right-of-way line of United States Highway Numbered 10 to the intersection or juncture of said right-of-way line with the northerly right-of-way line of Third Avenue; thence easterly to the point of beginning; and all of that part of block 12 in the village of Medora that lies westerly of a line parallel to and westerly a distance of 140 feet from the westerly right-of-way line of Main Street; all in township 140 north, range 102 west, fifth principal meridian: *Provided*, That the lands and improvements thereon located in block 6 in the village of Medora now administered and used by the United States Forest Service, Department of Agriculture, shall not become a part of the park pursuant to this section until such time as they are transferred to the Department of the Interior by the Secretary of Agriculture.

Block 6, Medora.

Exclusion.

SEC. 2. The following area is hereby excluded from the park: That portion of section 8 lying southwest of a line between the common corner of sections 8, 9, 16, and 17 and the northwest corner of the southwest quarter section 8; that portion of section 16 lying southwest of a line between the southeast corner southwest quarter and the northwest corner southwest quarter section 16; and section 17, township 147 north, range 100 west, fifth principal meridian, North Dakota.

Boundary adjustments.

SEC. 3. The Secretary of the Interior is authorized to make further adjustments in the boundaries of the park along United States Highways Numbered 10 and 85 as he deems advisable and in the public interest if and when the alinement of these highways is changed: *Provided*, That not to exceed five hundred acres may be added to the park and not to exceed two thousand acres may be excluded from the park by such adjustments. Boundary adjustments made pursuant to this section shall be effective upon publication thereof in the Federal Register and all Federal land excluded from the park pursuant to this Act shall be transferred to the Secretary of Agriculture for administration or disposition in accordance with title III of the Bankhead-Jones Farm Tenant Act.

Publication in FR.

50 Stat. 525.
7 USC 1010-1013.

SEC. 4. The land exchange authority relating to Theodore Roosevelt National Memorial Park prescribed by section 3 of the Act of April 25, 1947 (61 Stat. 52), and by section 2 of the Act of June 12, 1948 (62 Stat. 384), shall be applicable also to the lands described in section 1 of this Act.

Approved March 24, 1956.

Exchange authority.

61 Stat. 54.
16 USC 243, 241b.

Public Law 439

CHAPTER 96

AN ACT

To provide for the return to the town of Hartford, Vermont, of certain land which was donated by such town to the United States as a site for a veterans hospital and which is no longer needed for such purposes.

March 29, 1956
[S. 1585]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of General Services is authorized and directed to convey by quitclaim deed to the town of Hartford, Vermont, all of the right, title, and interest of the United States in and to that portion, consisting of approximately fifty-three and six-tenths acres, of the tract of land heretofore donated by such town to the United States for the purpose of providing a site for a veterans hospital, which has been determined to be in excess of the amount needed for the purposes of such hospital and transferred to the General Services Administration for disposition as surplus property.

Hartford, Vt.
Conveyance.

Approved March 29, 1956.

Public Law 440

CHAPTER 97

AN ACT

To amend the Act of July 15, 1955, Public Law 161, Eighty-fourth Congress (69 Stat. 324), by increasing the appropriation authorization for the Aircraft Control and Warning System.

March 29, 1956
[S. 3452]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of July 15, 1955, Public Law 161, Eighty-fourth Congress (69 Stat. 324), is hereby amended as follows:

Aircraft Control and Warning System.
69 Stat. 347.

(1) With respect to various locations under the heading "OUTSIDE CONTINENTAL UNITED STATES" and subheading "AIRCRAFT CONTROL AND WARNING SYSTEM" in section 301 strike out "\$98,552,000" and insert in place thereof "\$170,552,000".

(2) In clause (3) of section 502 thereof strike out the amounts "\$458,563,000" and "\$1,207,902,000" and insert in place thereof "\$530,563,000" and "\$1,279,902,000" respectively.

Approved March 29, 1956.

Public Law 441

CHAPTER 98

JOINT RESOLUTION

To designate the General Grant tree (known as the Nation's Christmas Tree) in Kings Canyon National Park, California, as a national shrine.

March 29, 1956
[H. J. Res. 194]

Whereas the General Grant tree, growing in the Kings Canyon National Park, California, was dedicated by the Federal Government on April 28, 1926, at the request of the citizens of Sanger, California, as the Nation's Christmas Tree; and

Whereas Sanger, California, was, on October 1, 1949, recognized by the Post Office Department as the Nation's Christmas Tree City; and

Whereas because of such dedication, and because of the work done and the interest shown by the citizens of Sanger, California, the Nation's Christmas Tree has become known nationally and internationally; and

Whereas it is appropriate and desirable at this time to provide further recognition of the Nation's Christmas Tree as a living symbol of our American heritage: Therefore be it

Nation's Christmas Tree.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the General Grant tree, which is located in the Kings Canyon National Park, in Fresno County, California, and which was dedicated by the Federal Government in 1926 as the Nation's Christmas Tree, is hereby declared to be a national shrine in memory of the men and women of the Armed Forces who have served and fought and died to keep this Nation free and to preserve the spiritual, human, and civil rights which are the essence of our American heritage. The Secretary of the Interior, through the National Park Service, shall make appropriate provision for the perpetual care and maintenance of such shrine.

SEC. 2. Nothing in this Act shall be deemed to change the name of the General Grant tree.

Approved March 29, 1956.

Public Law 442

CHAPTER 99

March 29, 1956
[H. J. Res. 443]

JOINT RESOLUTION

To increase the appropriation authorization for the Woodrow Wilson Centennial Celebration Commission.

Woodrow Wilson Centennial Celebration Commission.

69 Stat. 395.
Appropriation.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That section 5 of the joint resolution entitled "Joint resolution to establish the Woodrow Wilson Centennial Celebration Commission, and for other purposes", approved August 30, 1954 (68 Stat. 964), is amended to read as follows:

"Sec. 5. There is hereby authorized to be appropriated in addition to sums previously appropriated to carry out the provisions of this joint resolution a sum not to exceed \$48,500."

Approved March 29, 1956..

Public Law 443

CHAPTER 100

March 29, 1956
[H. R. 585]

AN ACT

To authorize the conveyance to Lake County, California, of the Lower Lake Rancheria, and for other purposes.

Lower Lake Rancheria, Lake County, California.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized to sell to the county of Lake, California, for the purpose of establishing an airport, all right, title, and interest of the United States in and to real property described as south half northeast quarter, and lot 2, section 34, township 13 north, range 7 west, Mount Diablo meridian, containing 140.46 acres, known as the Lower Lake Rancheria, except for a 41-acre tract described in section 2. The deed shall be made from the Secretary

of the Interior to the Lake County Board of Supervisors, and the purchase price shall be the fair market value of such property at the time of sale as determined by the Secretary of the Interior. The proceeds of the sale shall be deposited in the Treasury of the United States to the credit of the Indians of California in their 4 per centum judgment fund established under section 6 of the Act of May 18, 1928 (ch. 623, 45 Stat. 601, 603).

SEC. 2. The Secretary of the Interior is authorized and directed to issue a patent in fee or an unrestricted deed of conveyance to Harry Johnson for the following-described land, to wit: Beginning at a point on the east line of lot 2, of section 34, township 13 north, range 7 west, Mount Diablo base and meridian, that is north 48 degrees 21 minutes 45.5 seconds west, 2,561.46 feet from the southeast corner of section 34, said township and range; and from said point of beginning running thence north 48 degrees 17 minutes 30 seconds west, 1,714.81 feet to a point on the west line of lot 2, of said section 34, that is north 48 degrees 19 minutes 42.2 seconds west, 5,141.47 feet from the southeast corner of said section 34; thence south, along the west line of lot 2 of said section 34 to the meander line of Clear Lake; thence southeasterly, along said meander line of Clear Lake, to the east line of lot 2, said section 34; and thence north, along the east line of lot 2, said section 34, to the point of beginning, containing 41 acres more or less.

Approved March 29, 1956.

25 USC 656.

Harry Johnson.
Post. p. 595.

Public Law 444

CHAPTER 101

AN ACT

To provide for the release by the United States of its rights and interests in certain land located in Saginaw County, Michigan.

March 29, 1956
[H. R. 622]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the United States hereby relinquishes to the owner or owners of certain land in Saginaw County all rights which it may have under article 7 of the treaty with the Chippewa Nation of Indians in 1819 (7 Stat. 205) to construct roads through such land. Such land, which was granted by the United States to James Riley in 1823 pursuant to such treaty contains approximately 640.0 acres and is more particularly described as follows:

Saginaw County,
Mich.
Release of U. S.
interest, etc.

Beginning at a post on the bank of the Saginaw River, the northwest corner of the fraction of section 25, east of the Saginaw River in township 12 north of range 4 east from which an Ash 10 inches in diameter bears south 24 degrees east distant 20 links and a Maple 7 inches in diameter bears north 18 degrees west distant 12½ links, thence east 115 chains and 80 links to a post on the line between ranges 4 and 5 east from which an Elm 20 inches in diameter bears south 17 degrees west distant 6 links, and an Ironwood 8 inches in diameter bears north 17 degrees east distant 6 links; thence north 62 chains to a post from which a Sugartree 8 inches in diameter bears north 26 degrees east distant 15 links, and a White Oak 36 inches in diameter bears south 16 degrees 30 minutes east distant 44 links, thence west 72 chains and 46 links to a post on the east bank, Saginaw River, from which a Maple 12 inches in diameter bears south 62 degrees west distant 20 links, and an Ash 12 inches in diameter bears north 64 degrees east distant 113 links, thence up the said river with the meanders thereof to the place of beginning.

Approved March 29, 1956.

Public Law 445

CHAPTER 102

AN ACT

March 29, 1956
[H. R. 1806]

To amend the Act entitled "An Act to incorporate the Roosevelt Memorial Association", approved May 31, 1920, as heretofore amended, so as to permit such corporation to consolidate with Women's Theodore Roosevelt Memorial Association, Incorporated.

Roosevelt Memorial Association, Inc.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act to incorporate the Roosevelt Memorial Association", approved May 31, 1920 (41 Stat. 691), as amended by the Act approved May 21, 1953 (67 Stat. 27), which changed the name of such association to Theodore Roosevelt Association, is hereby further amended by adding at the end thereof a new section as follows:

Consolidation.

"SEC. 7. That this corporation shall have the power at any time to consolidate with Women's Theodore Roosevelt Memorial Association, Incorporated, a nonstock and nonprofit corporation organized and existing under the New York membership corporations law, so as to form a single surviving corporation which shall be this corporation. The corporate entity, existence and name of this corporation shall continue unchanged after the consolidation.

"The consolidation shall not be effected unless the agreement for consolidation is approved by act of the trustees of this corporation, who shall be the members of the corporation entitled to vote with respect to consolidation.

"Such trustees may act on any question respecting the consolidation by a resolution adopted by two-thirds of those present at any meeting of the board of trustees at which a quorum of ten is present. Written notice of the time, place, and purposes of such meeting shall be sent to each trustee at his last known address appearing on the books of the corporation by first-class mail, postage prepaid, at least ten days prior to the meeting.

"The consolidation shall be effected in the manner prescribed in this section 7 and in the New York membership corporations law and shall become effective when a certificate of consolidation is filed pursuant to said law."

Approved March 29, 1956.

Public Law 446

CHAPTER 103

AN ACT

March 29, 1956
[H. R. 3557]

To further amend the Act of July 3, 1943 (ch. 189, 57 Stat. 372), relating to the settlement of claims for damage to or loss or destruction of property or personal injury or death caused by military personnel or certain civilian employees of the United States, by removing certain limitations on the payment of such claims and the time within which such claims may be filed.

Armed Forces.
Damage claims.
31 USC 223b.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the second sentence of section 1 of the Act of July 3, 1943 (ch. 189, 57 Stat. 372), as amended, is hereby amended by striking out the words "one year" and inserting in lieu thereof the words "two years".

66 Stat. 334.

SEC. 2. That the second proviso of section 1 of said Act is hereby amended to read as follows: "Provided, That if such accident or incident occurs in time of war or armed conflict, or if war or such armed conflict intervenes within two years after its occurrence, any claim may, on good cause shown, be presented within two years after peace is established or such armed conflict terminates. The dates of commencement and termination of an armed conflict for the purpose of this Act

shall be established by concurrent resolution of the Congress or by determination of the President".

SEC. 3. That the third sentence of the first section of said Act is hereby amended by deleting therefrom the words "The amount allowed on account of personal injury or death shall be limited to reasonable medical, hospital, and burial expenses actually incurred, except that", and by capitalizing the next following word "no".

SEC. 4. That the amendment made by the third section of this Act shall be effective only with respect to claims accruing after the date of its enactment.

Effectivity.

Approved March 29, 1956.

Public Law 447

CHAPTER 104

AN ACT

To abolish the Castle Pinckney National Monument, in the State of South Carolina, and for other purposes.

March 29, 1956
[H. R. 4391]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Castle Pinckney National Monument, South Carolina, is hereby abolished and the property contained therein is hereby authorized to be disposed of in accordance with the laws relating to the disposition of surplus Federal property.

Castle Pinckney
Nat'l. Monument,
S. C.

Approved March 29, 1956.

Public Law 448

CHAPTER 105

AN ACT

To authorize land exchanges for purposes of Colonial National Historical Park, in the State of Virginia; to authorize the transfer of certain lands of Colonial National Historical Park, in the State of Virginia, to the Commonwealth of Virginia; and for other purposes.

March 29, 1956
[H. R. 5280]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of preserving more effectively for the public benefit the historic properties within Colonial National Historical Park, Virginia, the Secretary of the Interior is authorized to consummate desirable land exchanges, as hereafter prescribed, and thereby to reduce and adjust the boundaries of the park. Any lands eliminated from the park hereunder shall not subsequently be added to the park except by Act of Congress.

Colonial National Historical
Park, Va.
Land exchanges.

In furtherance of these purposes, the Secretary is authorized on behalf of the United States to accept from grantors title to non-Federal land and interests in land, together with the improvements thereon, situated within the authorized park boundaries, and in exchange therefor, to convey by deed on behalf of the United States to the aforesaid grantors land or interests therein, together with the improvements thereon, situated within Colonial National Historical Park that may be used advantageously for exchange purposes. The aforesaid exchanges are authorized to be made without additional compensation by either party to the exchange when the properties to be exchanged are of approximately equal value. When, however, the properties are not of approximately equal value, as may be determined by the Secretary, an additional payment of funds shall be required by the Secretary or by the grantor of non-Federal properties, as the case

may be, in order to make an equal exchange. The Secretary is authorized to use any land acquisition funds relating to the National Park System for such purposes. The Secretary may consummate land exchanges herein authorized upon such terms, conditions, and procedures as he may find to be necessary or desirable in carrying out the purposes of this Act; and in evaluating non-Federal properties to be acquired hereunder, he is authorized to make such allowance as he may find to be equitable for the value of any residential properties that may be situated upon land to be acquired pursuant to this Act. If expedient and in the public interest to do so, he may assist in the removal of structures from property to be acquired hereunder through the exchange procedure, and he may cooperate with public or private agencies and persons in the securing of housing for the aforesaid grantors who may require new housing accommodations or facilities as a result of the land exchanges herein authorized.

Transfer.

SEC. 2. The Secretary is further authorized to transfer without compensation up to fifteen acres of the Colonial National Historical Park, Virginia, to the Commonwealth of Virginia for use by agencies of the Commonwealth in the establishment of a State Park in furtherance of the purposes of the Colonial National Historical Park.

Approved March 29, 1956.

Public Law 449

CHAPTER 106

AN ACT

March 29, 1956
[H. R. 4680]

Affirming that title to a certain tract of land in California vested in the State of California on January 21, 1897.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all right, title, and interest of the United States in and to tract 39, township 4 north, range 18 east, Mount Diablo meridian, California, as identified on the plat of survey approved August 5, 1931, by the United States Supervisor of Surveys and accepted on March 2, 1932, by the Assistant Commissioner of the General Land Office of the Department of the Interior, vested in the State of California on January 21, 1897, the date on which the original plat of survey of such lands was accepted by the Commissioner of the General Land Office of such Department under the school land grant made to such State by the Act entitled "An Act to provide for the Survey of the Public Lands in California, the granting of Preemption Rights therein, and for other purposes", approved March 3, 1853 (10 Stat. 244), and that the United States has not held any interest in such lands since the date on which title to it so vested in the State of California.

Approved March 29, 1956.

Public Law 450

CHAPTER 107

AN ACT

March 29, 1956
[H. R. 4802]

To authorize the execution of mortgages and deeds of trust on individual Indian trust or restricted land.

Indians.
Mortgages and
deeds of trust.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the individual Indian owners of any land which either is held by the United States in trust for them or is subject to a restriction against alienation imposed by the United States are authorized, subject to approval by the

Secretary of the Interior, to execute a mortgage or deed of trust to such land. Such land shall be subject to foreclosure or sale pursuant to the terms of such mortgage or deed of trust in accordance with the laws of the State or Territory in which the land is located. For the purpose of any foreclosure or sale proceeding the Indian owners shall be regarded as vested with an unrestricted fee simple title to the land, the United States shall not be a necessary party to the proceeding, and any conveyance of the land pursuant to the proceeding shall divest the United States of title to the land. All mortgages and deeds of trust to such land heretofore approved by the Secretary of the Interior are ratified and confirmed.

Approved March 29, 1956.

Public Law 451

CHAPTER 108

AN ACT

To repeal the requirement for heads of departments and agencies to report to the Postmaster General the number of penalty envelopes and wrappers on hand at the close of each fiscal year.

March 29, 1956
[H. R. 5856]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 301 of the Penalty Mail Act of 1948, as amended (62 Stat. 1048; 39 U. S. C., sec. 321i), is hereby amended by striking out the second sentence thereof.

Penalty mail.

Approved March 29, 1956.

Public Law 452

CHAPTER 109

AN ACT

To amend the copyright law to permit, in certain classes of works, the deposit of photographs or other identifying reproductions in lieu of copies of published works.

March 29, 1956
[H. R. 5876]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 13 of title 17, United States Code, is amended to read as follows:

Copyrights.
61 Stat. 656.

“§ 13. Deposit of copies after publication; action or proceeding for infringement

“After copyright has been secured by publication of the work with the notice of copyright as provided in section 10 of this title, there shall be promptly deposited in the Copyright Office or in the mail addressed to the Register of Copyrights, Washington, District of Columbia, two complete copies of the best edition thereof then published, or if the work is by an author who is a citizen or subject of a foreign state or nation and has been published in a foreign country, one complete copy of the best edition then published in such foreign country, which copies or copy, if the work be a book or periodical, shall have been produced in accordance with the manufacturing provisions specified in section 16 of this title; or if such work be a contribution to a periodical, for which contribution special registration is requested, one copy of the issue or issues containing such contribution; or if the work belongs to a class specified in subsections (g), (h), (i) or (k) of section 5 of this title, and if the Register of Copyrights determines that it is impracticable to deposit copies because of their size, weight, fragility, or monetary value he may permit the deposit of photographs or other identifying reproductions in lieu of

61 Stat. 657.

61 Stat. 654.

61 Stat. 656.

copies of the work as published under such rules and regulations as he may prescribe with the approval of the Librarian of Congress; or if the work is not reproduced in copies for sale there shall be deposited the copy, print, photograph, or other identifying reproduction provided by section 12 of this title, such copies or copy, print, photograph, or other reproduction to be accompanied in each case by a claim of copyright. No action or proceeding shall be maintained for infringement of copyright in any work until the provisions of this title with respect to the deposit of copies and registration of such work shall have been complied with."

Approved March 29, 1956.

Public Law 453

CHAPTER 110

March 29, 1956
[H. R. 6022]

AN ACT

To provide for the relocation of the Trenton Massacre Canyon Monument presently located near Trenton, Nebraska.

Trenton Massacre Canyon Monument, Nebr.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior shall relocate the Trenton Massacre Canyon Monument near Trenton, Nebraska, to a site near United States Highway Numbered 34 to be selected by the Chamber of Commerce of Trenton, Nebraska.

SEC. 2. This Act shall not be construed to authorize the Secretary of the Interior to acquire real property.

Approved March 29, 1956.

Public Law 454

CHAPTER 111

March 29, 1956
[H. R. 6112]

AN ACT

To authorize the construction of a sewage-disposal system to serve the Yorktown area of the Colonial National Historical Park, Virginia, and for other purposes.

Yorktown area, Va.
Sewage-disposal system.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of modernizing the sanitary facilities in the Yorktown area of Colonial National Historical Park, and in anticipation of the increased need for such facilities in connection with the Jamestown-Williamsburg-Yorktown celebration to be held in 1957, the Secretary of the Interior is authorized to construct, operate, and maintain, in such manner as he shall consider to be in the public interest, a sewage-disposal system to serve Federal and non-Federal properties in the said Yorktown area: *Provided,* That non-Federal users of the system shall be charged rates sufficient to recover a pro rata share of depreciation and costs of operation and maintenance of the system. Funds obtained from such non-Federal users of the system shall be deposited in the Treasury of the United States as miscellaneous receipts, with the exception that the Secretary may consider as appropriation reimbursements, to be credited to the appropriation current at the time received, such amount of the aforesaid collections as may be necessary to reimburse, on a pro rata basis, appropriated operating funds expended for maintenance and operation costs of the system.

Appropriation.

SEC. 2. There are hereby authorized to be appropriated for the construction of these facilities the sum of not to exceed \$250,000.

Approved March 29, 1956.

Public Law 455

CHAPTER 112

AN ACT

To authorize construction of the Mississippi River-Gulf outlet.

March 29, 1956
[H. R. 6309]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the existing project for Mississippi River, Baton Rouge to the Gulf of Mexico, is hereby modified to provide for the Mississippi River-Gulf outlet to be prosecuted under the direction of the Secretary of the Army and supervision of the Chief of Engineers, substantially in accordance with the recommendation of the Chief of Engineers contained in House Document Numbered 245, Eighty-second Congress, at an estimated cost of \$88,000,000: *Provided*, That when economically justified by obsolescence of the existing industrial canal lock, or by increased traffic, replacement of the existing lock or an additional lock with suitable connections is hereby approved to be constructed in the vicinity of Meraux, Louisiana, with type, dimensions, and cost estimates to be approved by the Chief of Engineers: *Provided further*, That the conditions of local cooperation specified in House Document Numbered 245, Eighty-second Congress, shall likewise apply to the construction of said lock and connection channels.

Approved March 29, 1956.

Mississippi
River-Gulf outlet.

Public Law 456

CHAPTER 113

AN ACT

To authorize the Secretary of the Interior to convey certain federally owned land under his jurisdiction to the school district numbered 24 of Lake County, Oregon

March 29, 1956
[H. R. 6772]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior shall convey all the right, title, and interest of the United States in and to the land described in section 2 of this Act to the school district numbered 24 of Lake County, Oregon, upon payment by it of the fair market value of the land as determined by the Secretary.

Lake County,
Oreg.
Conveyance.

SEC. 2. The land referred to in the first section of this Act is more particularly described as follows:

(1) All of the southeast quarter southeast quarter southeast quarter section 32, township 25 south, range 14 east, Willamette meridian, except the following: Lot 1 described as beginning at the southeast corner of the southeast quarter, section 32, township 25 south, range 14 east, Willamette meridian, thence running north 244 feet, thence west 130 feet, thence south 244 feet, thence east 130 feet to place of beginning; lot 2, beginning at a point 130 feet due west of the southeast corner, section 32, township 25 south, range 14 east, Willamette meridian, thence running north 144 feet, thence 133 feet 6 inches west, thence 144 feet south, thence 133 feet 6 inches east to the point of beginning, being a tract of land 144 feet by 133 feet and 6 inches; lot 3, beginning at a point 27 rods due west of the southeast corner, section 32, township 25 south, range 14 east, Willamette meridian, thence running north 220 feet, thence west 198 feet, thence south 220 feet, thence east 198 feet to point of beginning; the land thus described contains 7.75 acres.

(2) The northeast quarter southeast quarter southeast quarter section 32, township 25 south, range 14 east of Willamette meridian, Lake County, Oregon.

Approved March 29, 1956.

Public Law 457

CHAPTER 114

March 29, 1956
[H. R. 6961]

AN ACT

To designate the lake created by Buford Dam in the State of Georgia as "Lake Sidney Lanier".

Lake Sidney
Lanier.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the lake created by the Buford Dam, now being constructed on the Chattahoochee River about thirty-five miles northeast of Atlanta, Georgia, shall be known and designated as Lake Sidney Lanier in honor of the late Sidney Lanier, author of the poem "Song of the Chattahoochee". Any law, regulation, document, or record of the United States in which such lake is referred to under any other name or designation, shall be held to refer to such lake as Lake Sidney Lanier.

Approved March 29, 1956.

Public Law 458

CHAPTER 115

March 29, 1956
[H. R. 9166]

AN ACT

To provide a one-year extension of the existing corporate normal-tax rate and of certain excise-tax rates.

Tax Rate Extension Act of 1956.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Tax Rate Extension Act of 1956".

SEC. 2. ONE-YEAR EXTENSION OF CORPORATE NORMAL-TAX RATE.

69 Stat. 14.
26 USC 11, 821.

Section 11 (b) (relating to corporate normal tax), section 821 (a) (1) (A) (relating to mutual insurance companies other than interinsurers), and section 821 (b) (1) (relating to interinsurers) of the Internal Revenue Code of 1954 are amended as follows:

- (1) By striking out "APRIL 1, 1956" each place it appears and inserting in lieu thereof "APRIL 1, 1957";
- (2) By striking out "April 1, 1956" each place it appears and inserting in lieu thereof "April 1, 1957";
- (3) By striking out "MARCH 31, 1956" each place it appears and inserting in lieu thereof "MARCH 31, 1957";
- (4) By striking out "March 31, 1956" each place it appears and inserting in lieu thereof "March 31, 1957".

SEC. 3. ONE-YEAR EXTENSION OF CERTAIN EXCISE TAX RATES.

26 USC 4041-
5701, *passim*.

(a) **EXTENSION OF RATES.**—The following provisions of the Internal Revenue Code of 1954 are amended by striking out "April 1, 1956" each place it appears and inserting in lieu thereof "April 1, 1957"—

- (1) Section 4041 (c) (relating to special fuels);
- (2) section 4061 (relating to motor vehicles);
- (3) section 4081 (relating to gasoline);
- (4) section 5001 (a) (1) (relating to distilled spirits);
- (5) section 5001 (a) (3) (relating to imported perfumes containing distilled spirits);
- (6) section 5022 (relating to cordials and liqueurs containing wine);
- (7) section 5041 (b) (relating to wines);
- (8) section 5051 (a) (relating to beer); and
- (9) section 5701 (c) (1) (relating to cigarettes).

(b) **TECHNICAL AMENDMENTS.**—The following provisions of the Internal Revenue Code of 1954 are amended as follows:

26 USC 5063.

- (1) Section 5063 (relating to floor stocks refunds on distilled

spirits, wines, cordials, and beer) is amended by striking out "April 1, 1956" each place it appears and inserting in lieu thereof "April 1, 1957", and by striking out "May 1, 1956" and inserting in lieu thereof "May 1, 1957".

(2) Section 5134 (a) (3) (relating to drawback in the case of distilled spirits) is amended by striking out "March 31, 1956" and inserting in lieu thereof "March 31, 1957".

26 USC 5134.

(3) Subsections (a) and (b) of section 5707 (relating to floor stocks refunds on cigarettes) are amended by striking out "April 1, 1956" each place it appears and inserting in lieu thereof "April 1, 1957", and by striking out "July 1, 1956" and inserting in lieu thereof "July 1, 1957".

26 USC 5707.

(4) Subsections (a) and (b) of section 6412 (relating to floor stocks refunds on motor vehicles and gasoline) are amended by striking out "April 1, 1956" each place it appears and inserting in lieu thereof "April 1, 1957", and by striking out "July 1, 1956" each place it appears and inserting in lieu thereof "July 1, 1957".

26 USC 6412.

Section 497 of the Revenue Act of 1951 (relating to refunds on articles from foreign trade zones), as amended, is amended by striking out "April 1, 1956" each place it appears and inserting in lieu thereof "April 1, 1957".

69 Stat. 15.

Approved March 29, 1956.

Public Law 459

CHAPTER 116

AN ACT

To provide for the reconveyance of oil and gas and mineral interests in a portion of the lands acquired for the Demopolis lock and dam project, to the former owners thereof, and for other purposes.

March 29, 1956
[H. R. 7097]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, upon application filed within three years after the date of the enactment of this Act by or on behalf of any person from whom lands or interests therein were acquired for the purposes of the Demopolis lock and dam project on the Tombigbee River and upon approval of that application by the Secretary of the Army whose determination shall be final, the Secretary of the Interior shall convey to such person all oil and gas and mineral interests acquired from him by the United States (excepting oil and gas and mineral interests in land areas to be designated by the Secretary of the Army surrounding or adjacent to the lock, dam, disposal area, dikes, abutments, and other necessary project facilities, and excepting lands to be designated by the Secretary of the Interior as needed for use as a public park or recreational facilities, or needed for facilities for the protection and management of migratory birds and fishing resources as provided in the Act of August 14, 1946 (60 Stat. 1018)), upon payment by such person of a purchase price therefor equal to the fair market value of such oil and gas and mineral interests as determined by the Secretary of the Interior.

Demopolis lock
and dam project,
Ala.
Reconveyance.

SEC. 2. Each conveyance of oil and gas and mineral interests to a former owner under this Act shall contain such reservations and restrictions as in the opinion of the Secretary of the Army are necessary in the construction, operation, and maintenance of the Demopolis lock and dam project and as may otherwise be in the public interest.

60 Stat. 1080.
16 USC 661-
666c.

Reservations
and restrictions.

SEC. 3. All proceeds from the sale of oil and gas and mineral interests under this Act shall be deposited in the Treasury as miscellaneous receipts.

Proceeds from
sale.

Appropriation.

SEC. 4. There are hereby authorized to be appropriated such sums as are necessary to carry out the purposes of this Act.

Approved March 29, 1956.

Public Law 460

CHAPTER 154

March 31, 1956
[H. R. 9770]

AN ACT

To provide revenue for the District of Columbia, and for other purposes.

District of Co-
lumbia Revenue
Act of 1956.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "District of Columbia Revenue Act of 1956".

TITLE I—AMENDMENTS TO DISTRICT OF COLUMBIA
INCOME AND FRANCHISE TAX ACT OF 1947

SEC. 2. (a) The first sentence of section 4 (u) of title I of the District of Columbia Income and Franchise Tax Act of 1947, as amended (61 Stat. 331; D. C. Code, sec. 47-1551c (u)), is amended by inserting after "was received from the taxpayer" a comma and the following: "and whose gross income for the calendar year in which the taxable year of the taxpayer begins is less than \$500".

(b) Paragraph (9) of section 4 (u) of title I of said Act is repealed.

(c) Section 4 of title I of said Act is amended by adding at the end thereof the following new subsections:

"Head of fam-
ily".

"(v) The term 'head of a family' means an individual who maintains in one household one or more dependents as defined in paragraph (u) of this section. The personal exemption for dependents shall be allowed to the head of a family for dependents in excess of one dependent.

"Wages".

"(w) The term 'wages' means wages as defined in section 3401 (a) of the Internal Revenue Code of 1954.

"Payroll period".

"(x) The term 'payroll period' means payroll period as defined in section 3401 (b) of the Internal Revenue Code of 1954.

"Employer".

"(y) The term 'employer' means employer as defined in section 3401 (d) of the Internal Revenue Code of 1954.

"Employee".

"(z) The term 'employee' shall apply only to individuals having a place of abode or residing or domiciled within the District at a time a tax is required to be withheld by an employer, and to every other individual who maintained a place of abode within the District for more than seven months of the taxable year, whether domiciled in the District or not. The term 'employee' shall include an officer of a corporation, but shall not include any elective officer of the Government of the United States or any officer or employee in the legislative branch of the Government of the United States whose compensation is paid by the Secretary of the Senate or the Clerk of the House of Representatives, or any officer of the executive branch of such Government whose appointment to the office held by him was by the President of the United States and subject to confirmation by the Senate of the United States and whose tenure of office is at the pleasure of the President of the United States, unless such officer of the executive branch is domiciled within the District on the last day of the taxable year."

Medical care.
Deductions.

SEC. 3. The two provisos at the end of section 3 (a) (9) of title III of said Act (D. C. Code, sec. 47-1557b (a) (9)) are amended to read as follows: "Provided, however, That a taxpayer may deduct only such expenses as exceed 5 per centum of his adjusted gross income,

or 5 per centum of the aggregate adjusted gross income in the case of husband and wife filing joint return: *And provided further*, That the maximum deduction for the taxable year shall not exceed \$2,500 in the case of a husband and wife filing a joint return, or \$1,250 in the case of all other residents."

SEC. 4. Section 3 (a) (13) of title III of said Act (D. C. Code, sec. 47-1557b (a) (13)) is amended to read as follows:

"(13) **OPTIONAL STANDARD DEDUCTION.**—In lieu of the foregoing deductions, any resident may elect to deduct for the taxable year an optional standard deduction of 10 per centum of the adjusted gross income or \$500, whichever is lesser; in the case of joint returns filed by husband and wife, living together, the standard deduction of each shall be 10 per centum of the adjusted gross income of each or \$500 for each, whichever is lesser; in case of separate returns by husband and wife, living together, the standard deduction of each shall be 10 per centum of the adjusted gross income or \$500 for each, whichever is lesser. Such election shall be irrevocable for the taxable year for which such election is made and specific deductions may not be later used: *Provided*, That the option provided in this paragraph shall not be permitted on any return filed for any period less than a full calendar or a full fiscal year: *Provided further*, That in the case of husband and wife living together, the standard deduction shall not be allowed to either if the net income of one of the spouses is determined without regard to the standard deduction."

Restrictions.

SEC. 5. Subsections (a) and (b) of section 2 of title V of said Act (D. C. Code, sec. 47-1564a) are amended to read as follows:

63 Stat. 131.

"(a) **RESIDENTS AND NONRESIDENTS.**—Every nonresident of the District receiving income subject to tax under this article and every resident of the District, except fiduciaries, when—

"(1) his gross income for the taxable year exceeds \$1,000, if single, or if married and not living with husband or wife; or

"(2) his gross income for the taxable year exceeds \$2,000 if married and living with husband or wife; or

"(3) his gross sales or gross receipts from any trade or business, other than an unincorporated business subject to tax under title VIII of this article, exceeds \$5,000, regardless of the amount of his gross income; or

"(4) the combined gross income for the taxable year of a husband and wife living together exceeds \$2,000 in the aggregate, or the combined gross sales or gross receipts from any trade or business, other than an unincorporated business subject to tax under title VIII of this article, exceeds \$5,000 regardless of the amount of their gross income.

63 Stat. 345.
D. C. Code 47-
1574 to 47-1574e.

"(b) **FIDUCIARIES.**—Every fiduciary (except a receiver appointed by authority of law in possession of part only of the property of an individual) for—

"(1) every individual for whom he acts having a gross income for the taxable year of \$1,000 or over, if single, or if married and not living with husband or wife;

"(2) every individual for whom he acts having a gross income for the taxable year of \$2,000 or over, if married and living with husband or wife;

"(3) every estate for which he acts, the gross income of which for the taxable year is \$1,000 or over;

"(4) every trust for which he acts, the gross income of which for the taxable year is \$1,000 or over."

SEC. 6. Section 2 of title VI of said Act (D. C. Code, sec. 47-1567a) is amended to read as follows:

"SEC. 2. PERSONAL EXEMPTIONS.—There shall be allowed to residents the following credits against net income:

- "(a) An exemption of \$1,000 for a single person or a married person not living with husband or wife.
- Head of family. "(b) An exemption of \$2,000 for a head of a family or a married person living with husband or wife. A husband and wife living together shall receive but one personal exemption of \$2,000, but if such husband and wife make separate returns the personal exemption may be taken by either or divided between them.
- Dependents. "(c) An exemption of \$500 for each dependent, as defined in this article, whose gross income for the calendar year in which the taxable year of the taxpayer begins is less than \$500, except that the exemption shall not be allowed in respect of a married dependent who has made a joint return with his spouse for the taxable year beginning in such calendar year.
- Change in marital status. "(d) If the status of a taxpayer changes during the taxable year with respect to his marital status the amount allowed under subsection (b) of this section shall be apportioned in accordance with the number of months before and after such change. For the purposes of this subsection, a fractional part of a month shall be disregarded unless it amounts to more than half a month, in which case it shall be considered as a month.
- Death of taxpayer. "(e) Beginning with the first taxable year to which this article is applicable and in succeeding taxable years, the amounts allowed under subsections (a), (b), and (c) of this section shall be prorated to the day of death in the final return of a decedent dying before the end of the taxable year, and as of the date of death the personal exemption is terminated and not extended over the remainder of the taxable year.
- Return for fractional part of year. "(f) In the case of a return made for a fractional part of a taxable year, the personal exemptions and credits for dependents shall be reduced, respectively, to amounts which bear the same ratio to the full credits provided as the number of months in the period for which the return is made bear to twelve months."

SEC. 7. Section 3 of title VI of said Act (D. C. Code, sec. 47-1567b) is amended to read as follows:

"SEC. 3. IMPOSITION AND RATES OF TAX.—There is hereby annually levied and imposed for each taxable year upon the taxable income of every resident a tax at the following rates:

"Two and one-half per centum on the first \$5,000 of taxable income.

"Three per centum on the next \$5,000 of taxable income.

"Three and one-half per centum on the next \$5,000 of taxable income.

"Four per centum on the next \$5,000 of taxable income.

"Four and one-half per centum on the next \$5,000 of taxable income.

"Five per centum on the taxable income in excess of \$25,000."

SEC. 8. Title VI of said Act is amended by adding immediately after the end of section 3 of such title the following new section:

"SEC. 4. (a) OPTIONAL METHOD OF COMPUTATION.—In lieu of the method of computation prescribed by section 3 of this title, a resident reporting on a cash basis for any full calendar year who does not claim credit for taxes paid by him to any State or Territory of the United States or political subdivision thereof under the provisions of section 5 of this title on the whole or any part of his income for such calendar year and, if his gross income for such calendar year is \$10,000 or less, and is derived solely from salaries, wages, dividends, and interest, may elect to pay the tax in accordance with a table to be included in regulations.

"(b) In applying such table, to determine whether the taxpayer is entitled to the personal exemption of \$1,000 or \$2,000, his status on the last day of his taxable year, as defined in this article, shall control.

Application of
schedule.

"(c) An individual not living with husband or wife on the last day of the taxable year for the purposes of this article, shall be considered as a single person.

"(d) The election given by this section as to the computation of tax due shall be considered to have been made if the taxpayer files the return prescribed for such computation and such election shall be final and irrevocable.

"(e) If the taxpayer for any taxable year has filed a return computing his tax without regard to this section, he may not thereafter elect for such year to compute his tax under this section.

"(f) This section shall not apply to any fiduciary or to any married resident living with husband or wife at any time during the taxable year whose spouse files a return and computes the tax without regard to this section or section 3 (a) (13) of title III of article I, as amended.

Ante, p. 69.

"(g) If a husband and wife living together file separate returns, each shall be treated as a single person for the purposes of this section."

SEC. 9. Section 5 of title VI of said Act (D. C. Code, sec. 47-1567d) is amended by inserting "(a)" immediately after "SEC. 5." and by adding at the end thereof the following new subsection:

"(b) CREDIT FOR TAX WITHHELD ON WAGES.—The amount deducted and withheld as tax under this article during any calendar year upon the wages of any individual shall be allowed as a credit to the recipient of the income against the tax imposed by this article, for taxable years beginning in such calendar year. If more than one taxable year begins in such calendar year such amount shall be allowed as a credit against the tax for the last taxable year so beginning."

SEC. 10. Subsection (a) of section 7 of title XII of said Act (D. C. Code, sec. 47-1586f) is amended to read as follows:

"SEC. 7. (a) TIME OF PAYMENT.—(1) Except as provided in paragraph (2) of this subsection, one-half of the total amount of the tax due as shown on the taxpayer's return shall be paid to the Collector on the 15th day of April following the close of the calendar year and the remaining one-half of such tax shall be paid to the Collector on the 15th day of October following the close of the calendar year, or, if the return be made on the basis of a fiscal year, then one-half of the total amount of such tax shall be paid on the 15th day of the fourth month following the close of the fiscal year and the remaining one-half of such tax shall be paid on the 15th day of the tenth month following the close of the fiscal year.

"(2) INDIVIDUAL INCOME TAXES.—Any amount of individual income tax due, in excess of that withheld or remitted by way of a declaration of estimated tax, is due and payable in full at the time prescribed in this article for filing an income tax return.

"(3) DEFICIENCIES.—Any deficiency in any tax imposed by this article, determined by the Assessor under the provisions of section 5 of this title shall be due and payable within ten days from the date of the assessment.

D. C. Code 47-
1567d.

"(4) EMPLOYERS.—Every employer required to deduct and withhold tax under this article shall, for the quarterly period beginning October 1, 1956, and for each quarterly period thereafter, on or before the last day of the month following the close of each quarterly period make return to the Assessor and pay over to the Collector the tax required to be withheld under this article.

"(5) JEOPARDY WITHHOLDING ASSESSMENTS.—If the Assessor, in any case, has reason to believe that the collection of the tax provided for in

paragraph (4) of subsection (a) of this section is in jeopardy, he may require the employer to make such a return and pay such tax at any time.

“(6) PAYMENT OF ESTIMATED TAX.—The estimated tax provided for in this article shall be paid as follows:

“(A) If the declaration is filed on or before April 15 of the taxable year, the estimated tax shall be paid in four equal installments. The first installment shall be paid at the time of the filing of the declaration; the second and third on July 15 and October 15 respectively, of the taxable year and the fourth on January 15 of the succeeding taxable year.

“(B) If the declaration is filed after April 15 and not after July 15 of the taxable year and is not required by this article to be filed on or before April 15 of the taxable year, the estimated tax shall be paid in three equal installments. The first installment shall be paid at the time of the filing of the declaration; the second on October 15 of the taxable year and the third on January 15 of the succeeding taxable year.

“(C) If the declaration is filed after July 15 and not after October 15 of the taxable year and is not required by this article to be filed on or before July 15 of the taxable year, the estimated tax shall be paid in two equal installments. The first installment shall be paid at the time of the filing of the declaration, and the second on January 15 of the succeeding taxable year.

“(D) If the declaration is filed after October 15 of the taxable year, and is not required by this article to be filed on or before October 15 of the taxable year, the estimated tax shall be paid in full at the time of the filing of the declaration.

“(E) If the declaration is filed after the time prescribed in this article, including cases where extensions of time have been granted, subparagraphs (B), (C) and (D) of paragraph (6) of subsection (a) of this section shall not apply, and there shall be paid at the time of such filing all installments of estimated tax which would have been payable on or before such time if the declaration had been filed within the time prescribed in this article, and the remaining installments shall be paid at the times at which, and in the amounts in which, they would have been payable if the declaration had been so filed.

Amended declaration.

“(7) If any amendment of a declaration is filed, the remaining installments, if any, shall be ratably increased or decreased, as the case may be, to reflect the respective increase or decrease in the estimated tax by reason of such amendment, and if any amendment is made after October 15 of the taxable year any increase in the estimated tax by reason thereof shall be paid at the time of making such amendment.

“(8) In the application of paragraphs (4), (5), (6) and (7) of subsection (a) of this section to taxpayers reporting income on a fiscal year basis, there shall be substituted for the dates specified therein, the months corresponding thereto.”

SEC. 11. Section 8 of title XII of said Act (D. C. Code, sec. 47-1586g) is amended by inserting “(a)” after “Sec. 8.” and by adding at the end thereof the following new subsections:

“(b) WITHHOLDING OF TAX BY EMPLOYER.—Every employer making payment of wages on or after October 1, 1956, to any employee as defined in this article, shall deduct and withhold a tax upon such wages, such tax to be determined by one of the following methods, to be elected by the employer, subject to the approval of the Assessor, with respect to any employee—

in accordance with a percentage method of withholding similar in principle to that under section 3402 of the Internal Revenue Code of 1954, to be included in regulations;

in accordance with tables similar in principle to those contained in section 3402 of the Internal Revenue Code of 1954, to be included in regulations;

in accordance with a percentage of the amount of tax withheld under section 3402 of the Internal Revenue Code of 1954, or comparable provision in effect at the time with respect to the withholding of United States income tax, such percentage to be included in regulations; or

by such other method as may be prescribed in regulations.

“(1) If wages are paid with respect to a period which is not a payroll period, the amount to be deducted and withheld shall be that applicable in the case of a miscellaneous payroll period containing a number of days, including Sundays and holidays, equal to the number of days in the period with respect to which such wages are paid.

“(2) In any case in which wages are paid by an employer without regard to any payroll period or other period, the amount to be deducted and withheld shall be that applicable in the case of a miscellaneous payroll period containing a number of days equal to the number of days (including Sundays and holidays) which have elapsed since the date of the last payment of such wages by such employer during the calendar year, or the date of commencement of employment with such employer during such year, or January 1 of such year, whichever is the later.

“(3) In determining the amount to be deducted and withheld under this section the wages may, at the election of the employer, be computed to the nearest dollar.

“(4) The Commissioners may, by regulations, authorize employers—

“(A) to estimate the wages which will be paid to any employee in any quarter of the calendar year;

“(B) to determine the amount to be deducted and withheld upon each payment of wages to such employee during such quarter as if the appropriate average of the wages so estimated constituted the actual wages paid; and

“(C) to deduct and withhold upon any payment of wages to such employee during such quarter such amount as may be necessary to adjust the amount actually deducted and withheld upon the wages of such employee during such quarter to the amount that would be required to be deducted and withheld during such quarter if the payroll period of the employee were quarterly.

“(5) The Commissioners are authorized to provide by regulation, under such conditions and to such extent as they deem proper, for withholding in addition to that otherwise required under this section in cases in which the employer and the employee agree to such additional withholding. Such additional withholding shall for all purposes be considered the tax required to be deducted and withheld under this section.

“(c) OVERLAPPING PAY PERIODS.—If payment of wages is made to an employee by an employer—

“(1) with respect to a payroll period or other period, any part of which is included in a payroll period or other period with respect to which wages are also paid to such employee by such employer;

“(2) without regard to any payroll period or other period, but on or prior to the expiration of a payroll period or other period with respect to which wages are also paid to such employee by such employer;

68A Stat. 457.
26 USC 3402.

“(3) with respect to a period beginning in one and ending in another calendar year; or

“(4) through an agent, fiduciary, or other person who also has the control, receipt, custody, or disposal of, or pays the wages payable by another employer to such employee, the manner of withholding and the amount to be deducted and withheld under this section shall be determined in accordance with regulations promulgated by the Commissioners under which the withholding exemption allowed to the employee in any calendar year shall approximate the withholding exemption allowable with respect to an annual payroll period.

“(d) INCLUDED AND EXCLUDED WAGES.—If the remuneration paid by an employer to an employee for services performed during one-half or more of any payroll period of not more than thirty-one consecutive days constitutes wages, all the remuneration paid by such employer to such employee for such period shall be deemed to be wages; but if the remuneration paid by an employer to an employee for services performed during more than one-half of any such payroll period does not constitute wages, then none of the remuneration paid by such employer to such employee for such period shall be deemed to be wages.

“(e) WITHHOLDING EXEMPTIONS.—(1) An employee receiving wages shall on any day be entitled to the withholding exemptions allowed under this article.

“(2) Every employee shall, on or before October 1, 1956, or before the date of commencement of employment, whichever is later, furnish his employer with a signed withholding exemption certificate relating to the withholding exemptions which he claims, which in no event shall exceed the number to which he is entitled.

“(3) Withholding exemption certificates shall take effect as of the beginning of the first payroll period ending, or the first payment of wages made without regard to a payroll period, on or after the date on which such certificate is so furnished: *Provided*, That certificates furnished before October 1, 1956, shall be considered as furnished on that date.

“(4) A withholding exemption certificate which takes effect under this section shall continue in effect with respect to the employer until another such certificate takes effect under this section. If a withholding exemption certificate is furnished to take the place of an existing certificate, the employer, at his option, may continue the old certificate in force with respect to all wages paid on or before the first status determination date, January 1 or July 1 of each year, which occurs at least thirty days after the date on which such new certificate is furnished.

“(5) If, on any day during the calendar year, the withholding exemptions to which the employee may reasonably be expected to be entitled at the beginning of his next taxable year is different from the exemptions to which the employee is entitled on such day, the employee shall in such cases and at such times as the Commissioners may prescribe, furnish the employer with a withholding exemption certificate relating to the exemptions which he claims with respect to such next taxable year, which shall in no event exceed the exemptions to which he may reasonably be expected to be so entitled. Exemption certificates issued pursuant to this subsection shall not take effect with respect to any payment of wages made in the calendar year in which the certificate is furnished.

“(6) If, on any day during the calendar year, the withholding exemptions to which the employee is entitled is less than the withholding exemptions claimed by the employee on the withholding

exemption certificate then in effect with respect to him, the employee shall, within ten days thereafter, furnish the employer with a new withholding exemption certificate relating to the withholding exemptions which the employee then claims, which shall in no event exceed the exemptions to which he is entitled on such day. If, on any day during the calendar year, the withholding exemptions to which the employee is entitled is greater than the withholding exemptions claimed, the employee may furnish the employer with a new withholding exemption certificate relating to the withholding exemptions which the employee then claims, which shall in no event exceed the exemptions to which he is entitled on such day.

“(7) Withholding exemption certificates shall be in such form and contain such information as the Commissioners may by regulations prescribe.

“(f) FAILURE TO WITHHOLD OR PAY AMOUNTS WITHHELD.—(1) Every employer, who fails to withhold or pay to the Collector any sums required by this section to be withheld and paid, shall be personally and individually liable therefor to the District of Columbia; and any sum or sums withheld in accordance with the provisions of this section shall be deemed to be, and shall be, held in trust by the employer for the District of Columbia.

“(2) The District of Columbia shall have a lien upon all the property of any employer who fails to withhold or pay over to the Collector sums required to be withheld under this section. If the employer withholds but fails to pay over the amounts withheld to the Collector the lien shall accrue on the date the amounts were withheld. If the employer fails to withhold, the lien shall accrue on the date the amounts were required to be withheld.

“(g) STATEMENT TO BE FURNISHED EMPLOYEE.—(1) Every person required to deduct and withhold from an employee a tax under this section, or who would have been required to deduct and withhold a tax under this section if the employee had claimed no more than one withholding exemption, shall furnish to each such employee in respect to the wages paid by such person to such employee during the calendar year, on or before January 31 of the succeeding year, or, if his employment is terminated before the close of such calendar year, on the day on which the last payment of wages is made, a written statement showing the following:

“(A) The name and address of such person;

“(B) The name and address of the employee and his social security account number;

“(C) The total amount of wages as defined in this article; and

“(D) The total amount deducted and withheld as tax under this section.

“The statement required to be furnished by this subsection in respect of any wages shall be furnished at such other times, shall contain such other information, and shall be in such form, as the Commissioners may by regulation prescribe. A duplicate of such statement if made and filed in accordance with regulations prescribed by the Commissioners shall constitute the return required to be made in respect to such wages.

“(2) The Commissioners may promulgate regulations providing for reasonable extensions of time, not in excess of thirty days, to employers required to furnish statements under this subsection.

“(h) LIABILITY FOR TAX WITHHELD.—An employer shall be liable for the payment of tax required to be deducted and withheld under this section. Such tax shall be paid to the Collector and shall not be paid to any other person.

“(i) DECLARATIONS, REQUIREMENTS, TIME FOR FILING.—(1) Every person residing or domiciled in the District at the times prescribed in paragraph (4) of this subsection shall, at such times, make a declaration of his estimated tax for the taxable year if—

“(A) the gross income for the taxable year can reasonably be expected to consist of wages and of not more than \$1,000 from sources other than such wages, and can reasonably be expected to exceed the total amount of the personal exemptions to which he is entitled under this article plus \$5,000; or

“(B) the gross income can reasonably be expected to include more than \$1,000 which is not subject to the withholding provisions of this article, and can reasonably be expected to exceed the personal exemptions to which he is entitled under this article, plus \$500.

Declaration not
required.

This requirement shall not apply to any elective officer of the Government of the United States or any employee on the staff of an elected officer in the legislative branch of the Government of the United States if such employee is a bona fide resident of the State of residence of such elected officer, or any officer of the executive branch of such Government whose appointment to the office held by him was by the President of the United States and subject to confirmation by the Senate of the United States and whose tenure of office is at the pleasure of the President of the United States, unless such officers are domiciled within the District on the last day of the taxable year. Under this article, a declaration of estimated tax shall be considered a return of income.

“(2) In the declaration required under paragraph (1) of this subsection, the individual shall state—

“(A) the amount which he estimates as the amount of income tax due under this article for the taxable year;

“(B) the amount which he estimates as the credit for tax withheld for the taxable year under this article;

“(C) the excess of the amount estimated under subparagraph (A) over the amount estimated under subparagraph (B), which excess for purposes of this section shall be considered the estimated tax for the taxable year; and

“(D) such other information as may be prescribed in regulations promulgated by the Commissioners.

“(3) In the case of a husband and wife, a single declaration under this section may be made by them jointly, in which case the liability with respect to the estimated tax shall be joint and several. No joint declaration may be made if the husband and wife are separated under a decree of divorce or of separate maintenance, or if they have different taxable years. If a joint declaration is made but a joint return is not made for the taxable year, the estimated tax for such year may be treated as the estimated tax of either husband or wife, or may be divided between them.

“(4) The declaration required under paragraph (1) of this subsection shall be filed with the Assessor on or before April 15 of the taxable year, except that if the requirements of paragraph (1) of this subsection are first met—

“(A) after April 1 and before July 2 of the taxable year, the declaration shall be filed on or before July 15 of the taxable year;

“(B) after July 1 and before October 2 of the taxable year, the declaration shall be filed on or before October 15 of the taxable year; or

“(C) after October 1 of the taxable year, the declaration shall be filed on or before January 15 of the succeeding taxable year:

Provided, That the declaration required to be filed during 1956 may be filed not later than October 15, 1956, if the requirements of paragraph (1) of this subsection are fulfilled at any time prior to October 1, 1956.

“(5) An individual may make amendments of a declaration filed during the taxable year under this subsection, under regulations prescribed by the Commissioners.

“(6) If on or before January 15 of the succeeding taxable year the taxpayer files a return for the taxable year for which the declaration is required and pays in full the amount computed on the return as payable, then under regulations prescribed by the Commissioners—

“(A) if the declaration is not required to be filed during the taxable year, but is required to be filed on or before such January 15, such return shall, for the purposes of this section, be considered as such declaration; and

“(B) if the tax shown on the return, reduced by the credits under this article, is greater than the estimated tax shown in a declaration previously made or, in the last amendment thereof, such return shall, for the purposes of this section, be considered as the amendment of the declaration permitted by this subsection to be filed on or before such January 15.

“(7) The Commissioners may promulgate regulations governing reasonable extensions of time for filing declarations and paying the estimated tax. Except in the case of taxpayers who are abroad, no such extensions shall be for more than six months.

“(8) If the taxpayer is unable to make his own declaration, the declaration shall be made by a duly authorized agent or by the guardian or other person charged with the care of the person or property of such taxpayer.

“(9) The provisions of section 4 of title V of this article shall apply to a declaration of estimated tax.

“(10) Payment of the estimated tax, or any installment thereof, shall be considered payment on account of the tax for the taxable year.

“(j) **RELIEF FROM ONE-HALF OF INCOME TAX LIABILITY FOR THE FIRST TAXABLE YEAR UNDER WITHHOLDING.**—One-half of the liability for the income tax imposed by this Act for the calendar year 1956, or the fiscal year of a taxpayer beginning during such calendar year, upon any resident of the District (other than fiduciaries) shall be discharged. The remainder of the total amount of the income tax due as shown on the taxpayer's return shall be paid to the collector on the 15th of April, 1957, or if the return be made on the basis of a fiscal year the remainder of the total amount of such tax shall be paid on the fifteenth day of the fourth month following the close of the fiscal year.

“(k) **WITHHOLDING OF INCOME TAX AND PAYMENT OVER TO COLLECTOR BY THE UNITED STATES.**—(1) The Secretary of the Treasury of the United States, pursuant to regulations promulgated by the President, is authorized and directed to enter into an agreement with the Commissioners, within one hundred and twenty days of the request for agreement from the Commissioners. Such agreement shall provide that the head of each department or agency of the United States shall comply with the requirements of this article in the case of employees of such agency or department who are subject to income taxes imposed by this article, and whose regular place of employment is within the District of Columbia. No such agreement shall apply with respect to compensation for service as a member of the Armed Forces of the United States, or with respect to compensation of an employee who is not a resident of the District of Columbia as defined in this article.

“(2) Nothing in this subsection shall be deemed to consent to the applicability of any provision of law which has the effect of imposing

61 Stat. 342.
D. C. Code 47-
1564c.

more burdensome requirements upon the United States than it imposes upon other employers, or which has the effect of subjecting the United States or any of its officers or employees to any penalty or liability by reason of the provisions of this subsection."

Refunds.

SEC. 12. (a) Section 11 of title XII of said Act (D. C. Code, sec. 47-1586j) is amended by inserting "(a)" after "Sec. 11."

Credits.

(b) The first sentence of such section 11 of title XII is amended to read as follows: "Except as to any deficiency taxes assessed under the provisions of section 5 of this title, where there has been an overpayment of any tax imposed by this article, the amount of such overpayment may be credited against any liability in respect of any income or franchise tax or installment thereof (whether such tax was assessed as a deficiency or otherwise), on the part of the person who made the overpayment, and the balance shall be refunded to such person."

Interest.

(c) The proviso in such section 11 of title XII is amended by striking out "4 per centum per annum" and inserting in lieu thereof "one-third of 1 per centum per month or portion of a month".

(d) Such section 11 of title XII is further amended by inserting at the end thereof the following new subsections:

"(b) REFUND TO EMPLOYER.—(1) Where there has been an overpayment of tax under section 8 of this title, refund or credit shall be made to the employer only to the extent that the amount of such overpayment was not deducted and withheld under section 8 of this title by the employer.

Application for refund.

"(2) Unless written application for refund or credit is received by the Assessor from the employer within three years from the date the overpayment was made, no refund or credit shall be allowed.

"(c) REFUND OF OVERPAYMENT OF TAX WITHHELD.—(1) Where the amount of the tax withheld at the source under section 8 of this title exceeds the taxes imposed by this article against which the tax so withheld may be credited under this section, the amount of such excess shall be considered an overpayment: *Provided*, That, any other provision of law notwithstanding, interest on any overpayment of taxes collected under the withholding provisions of this article and under any declaration of estimated tax shall not begin to accrue until ninety days after the overpayment is made or after the date of filing of a final return, whichever is later.

"(2) PRESUMPTION AS TO DATE OF PAYMENT.—For the purposes of this section, any tax actually deducted and withheld at the source during any calendar year under this article shall, in respect of the recipient of the income, be deemed to have been paid on the fifteenth day of the fourth month following the close of the taxable year with respect to which such tax is allowable as a credit under this article. For the purpose of this section, any amount paid prior to the fifteenth day of the fourth month following the close of the taxable year as estimated tax for such taxable year shall be deemed to have been paid on the fifteenth day of the fourth month following the close of such taxable year.

D. C. Code 47-1586g.

"(3) Authority to refund overpayments of taxes collected pursuant to section 8 of this title is vested in the Commissioners or their duly authorized representatives. Such refunds shall be made from moneys paid pursuant to the provisions of section 8 of this title and retained in a special account in the Treasury of the United States. The total amount so retained shall not exceed \$500,000 at any one time. Any excess in such special account not required for refunding overpayments collected pursuant to section 8 of this title at any time, as determined by the Assessor, shall be transferred to the general fund of the District."

SEC. 13. Section 1 of title XIII of said Act (D. C. Code, sec. 47-1589) is amended to read as follows:

"SEC. 1. (a) FAILURE TO FILE RETURN.—In case of any failure to make and file a return required by this article, within the time prescribed by law or prescribed by the Commissioners or Assessor in pursuance of law, 5 per centum of the tax shall be added to the tax for each month or fraction thereof that such failure continues, not to exceed 25 per centum in the aggregate, except that when a return is filed after such time and it is shown that the failure to file it was due to reasonable cause and not due to willful neglect, no such addition shall be made to the tax. With respect to declarations of estimated tax, for the purposes of this subsection, the amount and due date of each installment shall be the same as if a declaration had been filed within the time prescribed showing an estimated tax equal to the correct tax reduced by the amount of credit for tax withheld.

"(b) FAILURE TO FILE EMPLOYER'S QUARTERLY RETURN.—Any employer required to withhold taxes on wages and make quarterly returns to the Assessor and to make payment of amounts withheld to the Collector who fails to withhold such taxes, or to make such returns, or who fails to remit amounts collected to the Collector, shall be subject to a civil penalty (in addition to criminal penalties provided for in this article) equal to 25 per centum of the amount of taxes that should have been properly withheld and paid over to the Collector for each such failure. Such penalty shall be assessed by the Assessor and collected by the Collector.

"(c) UNDERESTIMATE OF TAX BY RESIDENTS.—If 80 per centum of the tax, determined without regard to the amount of credit for tax withheld, exceeds the estimated tax, increased by such credit, there shall be added to the tax an amount equal to such excess, or equal to 6 per centum of the amount by which such tax so determined exceeds the estimated tax so increased, whichever is the lesser. This subsection shall not apply to the taxable year in which falls the death of the taxpayer, nor shall it apply to the taxable year in which the taxpayer makes a timely payment on April 15, July 15, and October 15, of such year, and January 15 of the succeeding year, and the total of all such payments is an amount at least as great as though computed on the basis of the facts shown on his return for the preceding taxable year.

"(d) COLLECTION OF PENALTIES ADDED TO TAX.—The amount added to any tax under this section shall be collected at the same time and in the same manner and as a part of the tax unless the tax has been paid before the discovery of the neglect, in which case the amount so added shall be assessed and collected."

SEC. 14. Sections 2, 4, and 5 of title XIII of said Act (D. C. Code, secs. 47-1589a, 1589c, 1589d) are amended by striking out "6 per centum per annum" at each place where it appears in such sections and inserting in lieu thereof at each such place: "one-half of 1 per centum per month or portion of a month".

SEC. 15. Section 1 of title XIV of said Act (D. C. Code, sec. 47-1591) is amended by inserting "(a)" immediately after "Sec. 1." and by adding at the end thereof the following new subsection:

"(b) TRADE, BUSINESS, OR PROFESSIONAL LICENSE.—Every person, other than a corporation, who as an individual, sole proprietor, partner, associate, or joint venturer shall engage in or conduct a trade, business, or profession, other than that of registered nurse or practical nurse, in the District of Columbia which is excluded from the imposition of the District of Columbia tax on unincorporated businesses under the definition set forth in section 1 of title VIII of this article, shall apply for and obtain an annual revenue license. Applications for licenses shall be filed with the Assessor prior to December 1st of

Licenses.

D. C. Code 47-1574.

Fec. Applicability.	each year for licenses for the succeeding calendar year upon forms prescribed and furnished by the Assessor, and each application shall be accompanied by a fee of \$25. The first calendar year to which this annual revenue license shall be applicable is 1957. Every such person who commences to engage in or conduct a trade, business, or profession, other than that of registered nurse or practical nurse, which is excluded from the imposition of the District of Columbia tax on unincorporated businesses under the definition set forth in section 1 of title VIII of this article, on or after January 1, 1957, shall obtain such a license within sixty days after the date of commencement of such trade, business, or profession in the District of Columbia."
Nontransfer- ability.	SEC. 16. Section 2 of title XIV of said Act (D. C. Code, sec. 47-1591a) is amended by striking out the last sentence and inserting in lieu thereof the following new sentence: "No licenses issued under this title may be transferred to any other person."
	SEC. 17. Section 3 of title XIV of said Act (D. C. Code, sec. 47-1591b) is amended by striking out "corporations or unincorporated businesses" and inserting in lieu thereof "persons".
	SEC. 18. Section 7 of title XIV of said Act (D. C. Code, sec. 47-1591f) is amended by striking out "Any corporation or unincorporated business" and inserting in lieu thereof "Any person".
Effective date.	SEC. 19. Unless otherwise provided, the provisions of this title shall be applicable to taxable years beginning after December 31, 1955.

TITLE II—AMENDMENTS TO DISTRICT OF COLUMBIA SALES TAX ACT AND DISTRICT OF COLUMBIA USE TAX ACT

"Retail sale", etc. 63 Stat. 114. Rentals.	SEC. 201. Section 114 (a) (6) of the District of Columbia Sales Tax Act, as amended (63 Stat. 112; D. C. Code, sec. 47-2601, par. 14 (a) (6)), is amended to read as follows: "(6) The sale or charges for possession or use of any article of tangible personal property granted under a lease or contract, regardless of the length of time of such lease or contract or whether such lease or contract is oral or written; in such event, for the purposes of this title, such lease or contract shall be considered the sale of such article and the tax shall be computed and paid by the vendor upon the rental paid: <i>Provided, however,</i> That the gross proceeds from the rental of films, records, or any type of sound transcribing to theaters and radio and television broadcasting stations shall not be considered a retail sale: <i>Provided further,</i> That the gross proceeds from the rental of textiles, the essential part of which rental includes recurring service of laundering or cleaning thereof, shall not be considered a retail sale."
Exemptions.	
"Sales price".	SEC. 202. Section 116 (a) of said Act (D. C. Code, sec. 47-2601, par. 16 (a)) is amended by adding at the end thereof the following new paragraph: "(4) Amounts charged for any cover, minimum, entertainment, or other service in hotels, restaurants, cafes, bars, and other establishments where meals, food, or drink, or other like tangible personal property is furnished for a consideration."
"Sale; selling".	SEC. 203. Section 117 of said Act (D. C. Code, sec. 47-2601, par. 17) is amended to read as follows: "SEC. 117. 'Sale' and 'selling' mean any transaction whereby title or possession, or both, of tangible personal property is or is to be transferred by any means whatsoever, including rental, lease, license, or right to reproduce or use, for a consideration, by a vendor to a purchaser, or any transaction whereby services subject to tax under this title are rendered for consideration or are sold to any purchaser

by any vendor, and shall include, but not be limited to, any 'sale at retail' as defined in this title. Such consideration may be either in the form of a price in money, rights, or property, or by exchange or barter, and may be payable immediately, in the future, or by installments."

SEC. 204. (a) Section 128 (d) (2) of said Act (D. C. Code, sec. 47-2605 (d) (2)) is repealed.

Repeal.

(b) Section 128 (n) of said Act (D. C. Code, sec. 47-2605 (n)) is amended to read as follows:

Motor vehicles and trailers.

"(n) Sale of motor vehicles and trailers which are subject to the provisions of title III of the District of Columbia Revenue Act of 1949."

63 Stat. 128.
D. C. Code 40-603(j) and note, 40-603-1.

SEC. 205. Section 201 (a) (4) of the District of Columbia Use Tax Act, as amended (63 Stat. 124; D. C. Code, sec. 47-2701, par. 1 (a) (4)), is amended to read as follows:

"(4) The sale or charges for possession or use of any article of tangible personal property granted under a lease or contract, regardless of the length of time of such lease or contract or whether such lease or contract is oral or written; in such event for the purposes of this title, such lease or contract shall be considered the sale of such article and the tax shall be computed and paid by the vendor upon the rental paid: *Provided, however*, That the gross proceeds from the rental of films, records, or any type of sound transcribing to theaters and radio and television broadcasting stations shall not be considered a retail sale: *Provided further*, That the gross proceeds from the rental of textiles, the essential part of which rental includes recurring service of laundering or cleaning thereof, shall not be considered a retail sale."

Lease or contract.

Exemptions.

SEC. 206. The provisions of this title shall take effect on the first day of the first month which begins on or after the sixtieth day after the date of enactment of this Act.

Effective date.

TITLE III—AMENDMENTS TO THE DISTRICT OF COLUMBIA ALCOHOLIC BEVERAGE CONTROL ACT

SEC. 301. Section 23 (a) of the District of Columbia Alcoholic Beverage Control Act, as amended (48 Stat. 319; D. C. Code, sec. 25-124), is amended to read as follows:

"SEC. 23. (a) There shall be levied, collected, and paid on all of the following-named beverages manufactured by a holder of a manufacturer's license and on all of the said beverages imported or brought into the District by a holder of a wholesaler's license, except beverages as may be sold to a dealer licensed under the laws of any State or Territory of the United States and not licensed under this Act, and on all beverages imported or brought into the District by a holder of a retailer's license, a tax at the following rates to be paid by the licensee in the manner hereinafter provided: (1) a tax of 15 cents on every wine-gallon of wine containing 14 per centum or less of alcohol by volume, other than champagne, sparkling wine, and any wine artificially carbonated, and a proportionate tax at a like rate on all fractional parts of such gallon; (2) a tax of 33 cents on every wine-gallon of wine containing more than 14 per centum of alcohol by volume, other than champagne, sparkling wine, and any wine artificially carbonated, and a proportionate tax at a like rate on all fractional parts of such gallon; (3) a tax of 45 cents on every wine-gallon of champagne, sparkling wine, and any wine artificially carbonated, and a proportionate tax at a like rate on all fractional parts of such gallon; (4) a tax of \$1.25 on every wine-gallon of spirits and a proportionate tax at a like rate on all fractional parts of such gallon;

68 Stat. 113.
Tax rates.

Stamp require-
ments.

(5) and a tax of \$1.25 on every wine-gallon of alcohol and a proportionate tax at a like rate on all fractional parts of such gallon."

SEC. 302. (a) The second sentence of subsection (e) of section 23 of said Act (D. C. Code, sec. 25-124 (e)) is amended to read as follows: "Upon taxable beverage imported or brought into the District of Columbia by any wholesaler licensed under this Act, the stamps required by this Act shall be affixed before the removal of the beverage from the place of business or warehouse of the said wholesaler for delivery to a purchaser."

49 Stat. 901.

(b) The last sentence of subsection (k) of section 23 of said Act is amended by striking out "and nontaxable light wines".

Stamp payment.

48 Stat. 319.
D. C. Code 25-
102.

SEC. 303. Within ten days after the effective date of this title, every holder of a retailer's license under said District of Columbia Alcoholic Beverage Control Act shall file with the Alcoholic Beverage Control Board a sworn statement on a form to be prescribed by the Commissioners showing the number of each kind and denomination of stamps denoting the payment of beverage taxes held or possessed by such licensee or anyone for him on the day on which this title becomes effective, or on the following day if the effective date be a Sunday, other than stamps affixed to the containers of beverages manufactured in or imported into the District prior to the effective date of this title, and shall, within fifteen days after the effective date of this title, pay to the Collector of Taxes, the difference between the amount of tax represented by such stamps at the time of purchase from the Collector of Taxes and the amount of tax imposed by the Alcoholic Beverage Control Act as amended by this title, represented by such stamps.

48 Stat. 319.
D. C. Code 25-
102.

SEC. 304. Within ten days after the effective date of this title, every holder of a manufacturer's license, class A, and every holder of a wholesaler's license under the District of Columbia Alcoholic Beverage Control Act shall file with the Alcoholic Beverage Control Board a sworn statement on a form prescribed by the Commissioners showing the amount and kind of all beverages, except (1) beer, (2) wine containing 14 per centum or less of alcohol by volume other than champagne, sparkling wine and wine artificially carbonated, and (3) beverages upon which required stamps have been affixed, held, or possessed by him in the District at the beginning of the day this title becomes effective and shall state the number of each kind and denomination of stamps necessary for the stamping of such beverages so held or possessed. Every such licensee, within ten days after the effective date of this title, shall also file with the Alcoholic Beverage Control Board a sworn statement on a form to be prescribed by the Commissioners showing the number of each kind and denomination of stamps denoting the payment of beverage taxes (other than stamps denoting the payment of beverage taxes on alcohol and other than stamps affixed to the containers of beverages manufactured in or imported into the District prior to the effective date of this title) held or possessed by such licensee or anyone for him at the beginning of the day on which title becomes effective. Every such licensee shall within fifteen days after the effective date of this title pay to the Collector of Taxes for all stamps not necessary for the stamping of beverages shown on the sworn statement hereinbefore required to be filed with the Alcoholic Beverage Control Board the difference between the amount of tax represented by such stamps at the time of purchase from the Collector of Taxes and the amount of tax imposed by the Alcoholic Beverage Control Act, as amended by this title, represented by such stamps. Should the number of any kind of denomination of stamps so held by a licensee be less than the number necessary for the stamping of the beverages shown on said sworn statement, the Collector of Taxes is authorized and directed to sell to such licensee, at the rates prescribed for such stamps prior

to the effective date of this title, such stamps as may be necessary for the stamping of such beverages. In the event any of the beverages shown on said sworn statement are sold to a dealer licensed under the laws of any State or Territory of the United States and not licensed under the Alcoholic Beverage Control Act, such sale shall, within ten days thereafter, be reported to the Alcoholic Beverage Control Board and within said ten days such licensee shall pay to the Collector of Taxes on all stamps held by him for the stamping of such beverages the difference between the amount of tax represented by such stamps at the time of purchase from the Collector of Taxes and the amount of tax imposed by the Alcoholic Beverage Control Act, as amended by this title, represented by such stamps.

SEC. 305. Subsection (a) of section 40 of said Act (D. C. Code, sec. 25-138), is hereby further amended by striking out "\$1.25" and inserting in lieu thereof "\$1.50".

Tax on beer.
68 Stat. 115.

SEC. 306. Every holder of a manufacturer's, wholesaler's, or retailer's license under said District of Columbia Alcoholic Beverage Control Act shall keep and preserve for a period of six months after the effective date of this title the inventories or other records made which form the basis for the information furnished on the sworn statements required to be filed under this title.

Preservation of records.

SEC. 307. Any violation of the provisions of this title shall constitute a violation under the District of Columbia Alcoholic Beverage Control Act and regulations promulgated pursuant thereto.

Violation.

SEC. 308. The provisions of this title shall take effect on the first day of the first month which begins on or after the thirtieth day after the date of enactment of this Act.

Effective date.

TITLE IV—FEDERAL PAYMENT

SEC. 401. Section 2 of article VI of the District of Columbia Revenue Act of 1947 (D. C. Code, sec. 47-2501b) is amended to read as follows:

68 Stat. 113.

"SEC. 2. (a) There are hereby authorized to be appropriated, in addition to the sums appropriated under section 1 of this article, as annual payments by the United States toward defraying the expenses of the Government of the District of Columbia, the sum of \$9,000,000 for each of the fiscal years 1955 and 1956, and the sum of \$12,000,000 for the fiscal year 1957, and for each fiscal year thereafter: *Provided*, That so much of the aggregate annual payments by the United States appropriated under this article to the credit of the General Fund as is in excess of \$13,000,000 for each of the fiscal years 1955 and 1956, and \$16,000,000 for the fiscal year 1957 and subsequent fiscal years shall be available for capital outlay only, and then on a cumulative total basis only to the extent of not more than 50 per centum of the cumulative total of capital outlay appropriations payable from such General Fund which becomes available for expenditure on and after July 1, 1954.

Appropriation.

"(b) If in any fiscal year or years a deficiency exists between the amount appropriated and the amount authorized by this article to be appropriated, additional appropriations are hereby authorized for subsequent fiscal years to pay such deficiency or deficiencies.

Deficiencies.

"(c) The payments authorized by this section shall be credited to the General Fund of the District of Columbia."

D. C. General Fund.

TITLE V—MISCELLANEOUS PROVISIONS

SEC. 501. The Lucy Webb Hayes National Training School for Deaconesses and Missionaries is hereby relieved from liability to the

Sibley Hospital.

District of Columbia for real estate taxes assessed against it upon land designated as parcel 22/73 in the District of Columbia for the period from July 1, 1953, to December 31, 1954.

TITLE VI—GENERAL PROVISIONS

SEC. 601. REGULATIONS.—The Commissioners of the District of Columbia are authorized to make rules and regulations to carry out the provisions of this Act.

SEC. 602. SEPARABILITY CLAUSE.—If any provision of this Act or the application thereof to any person or circumstances is held invalid, the remainder of the Act, and the application of such provision to other persons or circumstances, shall not be affected thereby.

SEC. 603. Wherever any officer or agency of the District, other than the Commissioners of the District of Columbia, is mentioned in this Act, such officer or agency shall be deemed to be the officer or agency so mentioned, or the officer, officers, agency or agencies succeeding to the functions of the officer or agency so mentioned, pursuant to Reorganization Plan Numbered 5 of 1952.

Approved March 31, 1956.

66 Stat. 824.
D. C. Code 1 app.

Public Law 461

CHAPTER 155

JOINT RESOLUTION

April 2, 1956
[S. J. Res. 95]

To authorize the American Battle Monuments Commission to prepare plans and estimates for the erection of a suitable memorial to General John J. Pershing.

Gen. John J.
Pershing.
Memorial.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the American Battle Monuments Commission, whose former Chairman was the late John J. Pershing, General of the Armies of the United States, is authorized and directed to prepare plans and estimates for the erection of a suitable memorial to General John J. Pershing, together with recommendations with respect to site, design, and materials, for submission to the Congress at as early a date as practicable. Such plans shall, prior to submission to the Congress, be approved by the National Commission of Fine Arts with respect to the design and materials to be used.

Approved April 2, 1956.

Public Law 462

CHAPTER 156

JOINT RESOLUTION

April 2, 1956
[H. J. Res. 464]

To permit articles imported from foreign countries for the purpose of exhibition at the Washington State Fifth International Trade Fair, Seattle, Washington, to be admitted without payment of tariff, and for other purposes.

Washington State
Fifth International
Trade Fair.
Free entry for
exhibits.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That all articles which shall be imported from foreign countries for the purpose of exhibition at the Washington State Fifth International Trade Fair, to be held at Seattle, Washington, from May 4 to May 13, 1956, inclusive, by the International Trade Fair, Incorporated, a corporation, or for use in constructing, installing, or maintaining foreign exhibits at the said trade fair, upon which articles there shall be a tariff or customs duty, shall be admitted without payment of such tariff, customs duty, fees, or charges under such regulations as the Secretary of the Treasury

shall prescribe; but it shall be lawful at any time during or within three months after the close of the said trade fair to sell within the area of the trade fair any articles provided for herein, subject to such regulations for the security of the revenue and for the collection of import duties as the Secretary of the Treasury shall prescribe: *Provided*, That all such articles when withdrawn for consumption or use in the United States, shall be subject to the duties, if any, imposed upon such articles by the revenue laws in force at the date of their withdrawal; and on such articles which shall have suffered diminution or deterioration from incidental handling or exposure, the duties, if payable, shall be assessed according to the appraised value at the time of withdrawal from entry hereunder for consumption or entry under the general tariff law: *Provided further*, That imported articles provided for herein shall not be subject to any marking requirements of the general tariff laws, except when such articles are withdrawn for consumption or use in the United States, in which case they shall not be released from customs custody until properly marked, but no additional duty shall be assessed because such articles were not sufficiently marked when imported into the United States: *Provided further*, That at any time during or within three months after the close of the trade fair, any article entered hereunder may be abandoned to the Government or destroyed under customs supervision, whereupon any duties on such article shall be remitted: *Provided further*, That articles which have been admitted without payment of duty for exhibition under any tariff law and which have remained in continuous customs custody or under a customs exhibition bond and imported articles in bonded warehouses under the general tariff law may be accorded the privilege of transfer to an entry for exhibition at the said trade fair under such regulations as the Secretary of the Treasury shall prescribe: *And provided further*, That the International Trade Fair, Incorporated, a corporation, shall be deemed, for customs purposes only, to be the sole consignee of all merchandise imported under the provisions of this joint resolution, and that the actual and necessary customs charges for labor, services, and other expenses in connection with the entry, examination, appraisement, release, or custody, together with the necessary charges for salaries of customs officers and employees in connection with the supervision, custody of, and accounting for, articles imported under the provisions of this joint resolution, shall be reimbursed by the International Trade Fair, Incorporated, a corporation, to the Government of the United States under regulations to be prescribed by the Secretary of the Treasury, and that receipts from such reimbursements shall be deposited as refunds to the appropriation from which paid, in the manner provided for in section 524, Tariff Act of 1930, as amended (U. S. C. 1946 edition, title 19, sec. 1524).

Approved April 2, 1956.

Sale, etc.

Marking requirements.

Abandonment of articles.

Transfers.

International Trade Fair, Inc.

Payment of customs charges, etc.

52 Stat. 1087.

Public Law 463

CHAPTER 157

AN ACT

To exempt from duty the importation of certain handwoven fabrics when used in the making of religious vestments.

April 2, 1956
[H. R. 4376]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That title II of the Tariff Act of 1930 (relating to the free list) is amended by adding at the end thereof the following new paragraph:

Handwoven fabrics.
46 Stat. 672.
19 USC 1201
pars. 1601-1818.

"PAR. 1819. Handwoven fabrics imported in good faith by a society or institution incorporated or established solely for religious purposes, to be used by such society or institution in making religious vestments for sale, if there is presented to the Collector of Customs a written declaration of a responsible officer of the importing society or institution, that the substantial equivalent of the fabric is not handwoven in the United States."

Applicability.

SEC. 2. The amendment made by this Act shall apply to articles entered for consumption or withdrawn from warehouse for consumption on or after the day following the date of enactment of this Act.

Approved April 2, 1956.

Public Law 464

CHAPTER 158

AN ACT

April 2, 1956
[H. R. 6904]

To provide for the establishment of the Booker T. Washington National Monument.

Booker T. Wash-
ington National
Monument, Va.
Establishment.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized and directed to acquire, on behalf of the United States, by gift, purchase, or condemnation, all right, title, and interest in and to the real property located at Booker Washington Birthplace, Virginia.

SEC. 2. The real property acquired under the first section of this Act shall constitute the Booker T. Washington National Monument and shall be a public national memorial to Booker T. Washington, noted Negro educator and apostle of good will. The Secretary of the Interior shall have the supervision, management, and control of such national monument, and shall maintain and preserve it in a suitable and enduring manner which, in his judgment, will provide for the benefit and enjoyment of the people of the United States.

SEC. 3. The Secretary of the Interior is authorized to—

(1) maintain, either in an existing structure acquired under the first section of this Act or in a building constructed by him for the purpose, a museum for relics and records pertaining to Booker T. Washington, and for other articles of national and patriotic interest, and to accept, on behalf of the United States, for installation in such museum, articles which may be offered as additions to the museum; and

(2) provide for public parks and recreational areas, construct roads and mark with monuments, tablets, or otherwise, points of interest, within the boundaries of the Booker T. Washington National Monument.

Appropriation.

SEC. 4. There are authorized to be appropriated such sums not to exceed \$200,000 as may be necessary to carry out the provisions of this Act.

Approved April 2, 1956.

Public Law 465

CHAPTER 159

AN ACT

April 2, 1956
[H. R. 8320]

To amend the Agricultural Act of 1949 and the Agricultural Act of 1954 with respect to the special school milk program, the veterans and Armed Forces milk programs, and the brucellosis eradication program.

Agriculture.
Milk.
68 Stat. 899.
7 USC 1446.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the last sentence of section 201 (c) of the Agricultural Act of 1949, as amended,

is amended to read as follows: "For the period beginning September 1, 1954, and ending June 30, 1955, not to exceed \$50,000,000, and for the fiscal year ending June 30, 1956, not to exceed \$60,000,000, and for each of the two fiscal years in the period beginning July 1, 1956, and ending June 30, 1958, not to exceed \$75,000,000, of the funds of the Commodity Credit Corporation shall be used to increase the consumption of fluid milk by children in (1) nonprofit schools of high-school grade and under; and (2) such nonprofit nursery schools, child-care centers, settlement houses, summer camps, and similar nonprofit institutions as are devoted to the care and training of underprivileged children on a public welfare or charitable basis."

SEC. 2. Section 204 (e) of the Agricultural Act of 1954 is amended to read as follows: "As a means of stabilizing the dairy industry and further suppressing and eradicating brucellosis in cattle, the Secretary is authorized to transfer not to exceed \$17,000,000 for the fiscal year ending June 30, 1956, and \$20,000,000 for each of the fiscal years 1957 and 1958, from funds available to the Commodity Credit Corporation to the appropriation item "Plant and Animal Disease and Pest Control" in the Department of Agriculture Appropriation Act for such fiscal year for the purpose of accelerating the brucellosis eradication program, for the purpose of increasing to not to exceed \$50 per head of cattle the amount of the indemnities paid by the Federal Government for cattle destroyed because of brucellosis in connection with cooperative control and eradication programs for such disease in cattle entered into by the Secretary under the authority of the Act of May 29, 1884, as amended, for the purpose of increasing the number of such indemnities, and for the purpose of defraying any additional administrative expenses in connection therewith. There are hereby authorized to be appropriated such sums as may be necessary to reimburse the Commodity Credit Corporation for expenditures pursuant to this section."

Brucellosis.
68 Stat. 900.
7 USC 397.

23 Stat. 31.
7 USC 391.

SEC. 3. The first sentence of subsection (a) and the first sentence of subsection (b) of section 202 of the Agricultural Act of 1949, as amended, are amended by striking out "1956" and inserting in lieu thereof "1958".

Veterans' hos-
pitals, etc.
68 Stat. 900.
7 USC 1446a.

Approved April 2, 1956.

Public Law 466

CHAPTER 160

AN ACT

To amend the Internal Revenue Code of 1954 to relieve farmers from excise taxes in the case of gasoline and special fuels used on the farm for farming purposes.

April 2, 1956
[H. R. 8780]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. RELIEF FROM EXCISE TAX ON GASOLINE.

Subchapter B of chapter 65 of the Internal Revenue Code of 1954 (rules of special application for abatements, credits, and refunds) is amended by renumbering section 6420 as 6421 and by inserting after section 6419 the following new section:

Taxes.
Gasoline and
special fuels.

68A Stat. 794.
26 USC 6411-
6420.

"SEC. 6420. GASOLINE USED ON FARMS.

"(a) GASOLINE.—If gasoline is used on a farm for farming purposes, the Secretary or his delegate shall pay (without interest) to the ultimate purchaser of such gasoline the amount determined by multiplying—

"(1) the number of gallons so used, by

68A Stat. 483.
26 USC 4081.

"(2) the rate of tax on gasoline under section 4081 which applied on the date he purchased such gasoline.

"(b) **TIME FOR FILING CLAIM; PERIOD COVERED.**—Not more than one claim may be filed under this section by any person with respect to gasoline used during the one-year period ending on June 30 of any year. No claim shall be allowed under this section with respect to any one-year period unless filed on or before September 30 of the year in which such one-year period ends.

"(c) **MEANING OF TERMS.**—For purposes of this section—

"(1) **USE ON A FARM FOR FARMING PURPOSES.**—Gasoline shall be treated as used on a farm for farming purposes only if used (A) in carrying on a trade or business, (B) on a farm situated in the United States, and (C) for farming purposes.

"(2) **FARM.**—The term 'farm' includes stock, dairy, poultry, fruit, fur-bearing animal, and truck farms, plantations, ranches, nurseries, ranges, greenhouses or other similar structures used primarily for the raising of agricultural or horticultural commodities, and orchards.

"(3) **FARMING PURPOSES.**—Gasoline shall be treated as used for farming purposes only if used—

"(A) by the owner, tenant, or operator of a farm, in connection with cultivating the soil, or in connection with raising or harvesting any agricultural or horticultural commodity, including the raising, shearing, feeding, caring for, training, and management of livestock, bees, poultry, and fur-bearing animals and wildlife, on a farm of which he is the owner, tenant, or operator; except that if such use is by any person other than the owner, tenant, or operator of such farm, then (i) for purposes of this subparagraph, in applying subsection (a) to this subparagraph, and for purposes of section 6416 (b) (2) (C) (ii) (but not for purposes of section 4041), the owner, tenant, or operator of the farm on which gasoline or a liquid taxable under section 4041 is used shall be treated as the user and ultimate purchaser of such gasoline or liquid, and (ii) for purposes of applying section 6416 (b) (2) (C) (ii), any tax paid under section 4041 in respect of a liquid used on a farm for farming purposes (within the meaning of this subparagraph) shall be treated as having been paid by the owner, tenant, or operator of the farm on which such liquid is used;

"(B) by the owner, tenant, or operator of a farm, in handling, drying, packing, grading, or storing any agricultural or horticultural commodity in its unmanufactured state; but only if such owner, tenant, or operator produced more than one-half of the commodity which he so treated during the period with respect to which claim is filed;

"(C) by the owner, tenant, or operator of a farm, in connection with—

"(i) the planting, cultivating, caring for, or cutting of trees, or

"(ii) the preparation (other than milling) of trees for market, incidental to farming operations; or

"(D) by the owner, tenant, or operator of a farm, in connection with the operation, management, conservation, improvement, or maintenance of such farm and its tools and equipment.

"(4) **GASOLINE.**—The term 'gasoline' has the meaning given to such term by section 4082 (b).

68A Stat. 798.
26 USC 6416.

68A Stat. 478.
26 USC 4041.

68A Stat. 483.
26 USC 4082.

"(d) **EXEMPT SALES; OTHER PAYMENTS OR REFUNDS AVAILABLE.**—No amount shall be paid under this section with respect to any gasoline which the Secretary or his delegate determines was exempt from the tax imposed by section 4081. The amount which (but for this sentence) would be payable under this section with respect to any gasoline shall be reduced by any other amount which the Secretary or his delegate determines is payable under this section, or is refundable under any provision of this title, to any person with respect to such gasoline.

68A Stat. 483.
26 USC 4081.

"(e) **APPLICABLE LAWS.**—

"(1) **IN GENERAL.**—All provisions of law, including penalties, applicable in respect of the tax imposed by section 4081 shall, insofar as applicable and not inconsistent with this section, apply in respect of the payments provided for in this section to the same extent as if such payments constituted refunds of overpayments of the tax so imposed.

"(2) **EXAMINATION OF BOOKS AND WITNESSES.**—For the purpose of ascertaining the correctness of any claim made under this section, or the correctness of any payment made in respect of any such claim, the Secretary or his delegate shall have the authority granted by paragraphs (1), (2), and (3) of section 7602 (relating to examination of books and witnesses) as if the claimant were the person liable for tax.

68A Stat. 901.
26 USC 7502.

"(3) **FRACTIONAL PARTS OF A DOLLAR.**—Section 7504 (granting the Secretary discretion with respect to fractional parts of a dollar) shall not apply.

68A Stat. 896.
26 USC 7504.

"(f) **REGULATIONS.**—The Secretary or his delegate may by regulations prescribe the conditions, not inconsistent with the provisions of this section, under which payments may be made under this section.

"(g) **EFFECTIVE DATE.**—This section shall apply only with respect to gasoline purchased after December 31, 1955.

"(h) **CROSS REFERENCES.**—

"(1) For exemption from tax in case of diesel fuel and special motor fuels used on a farm for farming purposes, see section 4041 (d).

"(2) For civil penalty for excessive claim under this section, see section 6675.

"(3) For fraud penalties, etc., see chapter 75 (section 7201 and following, relating to crimes, other offenses, and forfeitures)."

SEC. 2. RELIEF FROM TAXES ON DIESEL FUEL AND SPECIAL MOTOR FUELS.

(a) (1) Section 4041 of the Internal Revenue Code of 1954 (relating to excise taxes on diesel fuel and special motor fuels) is amended by adding at the end thereof the following new subsection:

68A Stat. 478.
26 USC 4041.

"(d) **EXEMPTION FOR FARM USE.**—

"(1) **EXEMPTION.**—Under regulations prescribed by the Secretary or his delegate—

"(A) no tax shall be imposed under subsection (a) (1) or (b) (1) on the sale of any liquid sold for use on a farm for farming purposes, and

"(B) no tax shall be imposed under subsection (a) (2) or (b) (2) on the use of any liquid used on a farm for farming purposes.

"(2) **USE ON A FARM FOR FARMING PURPOSES.**—For purposes of paragraph (1) of this subsection, use on a farm for farming purposes shall be determined in accordance with paragraphs (1), (2), and (3) of section 6420 (c)."

(2) The amendment made by paragraph (1) shall take effect on the day after the date of the enactment of this Act.

Ante. p. 88.
Effective date.

68A Stat. 798.
26 USC 6416.

(b) (1) Section 6416 (b) (2) (C) of such Code (relating to credit or refund of overpayment of tax on special fuels) is amended to read as follows:

68A Stat. 478.
26 USC 4041.

“(C) In the case of a liquid taxable under section 4041, sold for use as fuel in a diesel-powered highway vehicle or as fuel for the propulsion of a motor vehicle, motorboat, or airplane, if (i) the vendee used such liquid otherwise than as fuel in such a vehicle, motorboat, or airplane or resold such liquid, or (ii) such liquid was (within the meaning of paragraphs (1), (2), and (3) of section 6420 (c)) used on a farm for farming purposes;”

Ante, p. 88.

Effective date.

(2) The amendment made by paragraph (1) shall apply with respect to liquid sold after December 31, 1955.

SEC. 3. CIVIL PENALTY FOR EXCESSIVE CLAIMS FOR GASOLINE USED ON FARMS.

68A Stat. 828.
26 USC 6671-6674.

Subchapter B of chapter 68 of the Internal Revenue Code of 1954 (relating to assessable penalties) is amended by adding at the end thereof the following new section:

“SEC. 6675. EXCESSIVE CLAIMS FOR GASOLINE USED ON FARMS.

Ante, p. 88.

“(a) CIVIL PENALTY.—In addition to any criminal penalty provided by law, if a claim is made under section 6420 (relating to gasoline used on farms) for an excessive amount, unless it is shown that the claim for such excessive amount is due to reasonable cause, the person making such claim shall be liable to a penalty in an amount equal to whichever of the following is the greater:

“(1) Two times the excessive amount; or

“(2) \$10.

“(b) EXCESSIVE AMOUNT DEFINED.—For purposes of this section, the term ‘excessive amount’ means in the case of any person the amount by which—

“(1) the amount claimed under section 6420 for any period, exceeds

“(2) the amount allowable under such section for such period.

“(c) ASSESSMENT AND COLLECTION OF PENALTY.—

“For assessment and collection of penalty provided by subsection (a), see section 6206.”

SEC. 4. TECHNICAL AMENDMENTS.

68A Stat. 483.
26 USC 4081-4083.

(a) (1) Subpart A of part III of subchapter A of chapter 32 of the Internal Revenue Code of 1954 (relating to excise tax on gasoline) is amended by adding at the end thereof the following new section:

“SEC. 4084. RELIEF OF FARMERS FROM TAX IN CASE OF GASOLINE USED ON THE FARM.

“For provisions to relieve farmers from excise tax in the case of gasoline used on the farm for farming purposes, see section 6420.”

Ante, p. 87.

(2) The table of sections for such subpart A is amended by adding at the end thereof the following:

“Sec. 4084. Relief of farmers from tax in case of gasoline used on the farm.”

68A Stat. 769.
26 USC 6201-6206.

(b) (1) Subchapter A of chapter 63 of such Code (relating to assessment) is amended by renumbering section 6206 as 6207 and by inserting after section 6205 the following new section:

“SEC. 6206. SPECIAL RULES APPLICABLE TO EXCESSIVE CLAIMS UNDER SECTION 6420.

Ante, p. 87.

“Any portion of a payment made under section 6420 which constitutes an excessive amount (as defined in section 6675 (b)), and

any civil penalty provided by section 6675, may be assessed and collected as if it were a tax imposed by section 4081 and as if the person who made the claim were liable for such tax. The period for assessing any such portion, and for assessing any such penalty, shall be 3 years from the last day prescribed for the filing of the claim under section 6420."

68A Stat. 483.
26 USC 4081.

(2) The table of sections for such subchapter A is amended by striking out

"Sec. 6206. Cross references."

and inserting in lieu thereof

"Sec. 6206. Special rules applicable to excessive claims under section 6420.

"Sec. 6207. Cross references."

(c) The table of sections for subchapter B of chapter 65 of such Code is amended by striking out

68A Stat. 794.

"Sec. 6420. Cross references."

and inserting in lieu thereof the following:

"Sec. 6420. Gasoline used on farms.

"Sec. 6421. Cross references."

(d) Section 6504 of such Code (cross references for limitations on assessments) is amended by adding at the end thereof the following:

68A Stat. 807.
26 USC 6504.

"(13) Assessments to recover excessive amounts paid under section 6420 (relating to gasoline used on farms) and assessments of civil penalties under section 6675 for excessive claims under section 6420, see section 6206."

(e) Section 6511 (f) of such Code (cross references for limitations on credit or refund) is amended by adding at the end thereof the following:

68A Stat. 808.
26 USC 6511.

"(5) For limitations in case of payments under section 6420 (relating to gasoline used on farms), see section 6420 (b)."

(f) Section 6612 (c) of such Code (cross references for restrictions on interest) is amended by striking out "and" before "6419" and by inserting before the period at the end thereof the following: ", and 6420 (relating to payments in the case of gasoline used on the farm for farming purposes)".

68A Stat. 820.
26 USC 6612.

(g) The table of sections for subchapter B of chapter 68 of such Code is amended by adding at the end thereof the following:

68A Stat. 828.

"Sec. 6675. Excessive claims for gasoline used on farms."

(h) Section 7210 of such Code (relating to failure to obey summons) is amended by striking out "sections 7602," and inserting in lieu thereof "sections 6420 (e) (2), 7602,".

68A Stat. 854.
26 USC 7210.

(i) Sections 7603 (relating to service of summons) and 7604 (relating to enforcement of summons) and the first sentence of section 7605 (relating to time and place of examination) of such Code are each amended by striking out "section 7602" wherever it appears and inserting in lieu thereof "section 6420 (e) (2) or 7602". The second sentence of section 7605 of such Code is amended by striking out "section 7602" and inserting in lieu thereof "section 7602, or under the corresponding authority of section 6420 (e) (2),".

68A Stat. 902.
26 USC 7603-7605.

Approved April 2, 1956.

Public Law 467

CHAPTER 161

April 2, 1956
[H. R. 9064]

AN ACT

Making appropriations for the Treasury and Post Office Departments, and the Tax Court of the United States, for the fiscal year ending June 30, 1957, and for other purposes.

Treasury-Post
Office Appropria-
tion Act, 1957.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Treasury and Post Office Departments, and the Tax Court of the United States for the fiscal year ending June 30, 1957, namely:

TITLE I—TREASURY DEPARTMENT

OFFICE OF THE SECRETARY

SALARIES AND EXPENSES

For necessary expenses in the Office of the Secretary, including the operation and maintenance of the Treasury Building and Annex thereof; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates for individuals not to exceed \$50 per diem; and the purchase of uniforms for elevator operators; \$2,900,000.

60 Stat. 810.

BUREAU OF ACCOUNTS

SALARIES AND EXPENSES

For necessary expenses of the Bureau of Accounts, \$2,925,000.

SALARIES AND EXPENSES, DIVISION OF DISBURSEMENT

For necessary expenses of the Division of Disbursement, \$16,100,000.

BUREAU OF THE PUBLIC DEBT

ADMINISTERING THE PUBLIC DEBT

For necessary expenses connected with any public-debt issues of the United States, \$45,500,000.

OFFICE OF THE TREASURER

SALARIES AND EXPENSES

For necessary expenses of the Office of the Treasurer, \$15,125,000.

BUREAU OF CUSTOMS

SALARIES AND EXPENSES

For necessary expenses of the Bureau of Customs, including purchase of seventy-five passenger motor vehicles for replacement only; uniforms or allowances therefor, as authorized by the Act of September 1, 1954, as amended (5 U. S. C. 2131); services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); and awards of compensation to informers as authorized by the Act of August 13, 1953 (22 U. S. C. 401); \$44,250,000.

68 Stat. 1114.

60 Stat. 810.

67 Stat. 577.

INTERNAL REVENUE SERVICE

SALARIES AND EXPENSES

For necessary expenses of the Internal Revenue Service, including purchase (not to exceed one hundred and seventy-five of which one hundred are for replacement only) and hire of passenger motor vehicles; and services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), and of expert witnesses at such rates as may be determined by the Commissioner; \$305,000,000: *Provided*, That not to exceed \$400,000 of the amount appropriated herein shall be available for expenses by contract for private facilities and instruction for training of employees under such regulations as may be prescribed by the Secretary of the Treasury.

60 Stat. 810.

BUREAU OF NARCOTICS

SALARIES AND EXPENSES

For necessary expenses of the Bureau of Narcotics, including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); and hire of passenger motor vehicles; \$3,250,000.

60 Stat. 810.

UNITED STATES SECRET SERVICE

SALARIES AND EXPENSES

For necessary expenses of the United States Secret Service, including purchase (not to exceed forty, of which thirty are for replacement only) and hire of passenger motor vehicles, \$3,340,000.

SALARIES AND EXPENSES, WHITE HOUSE POLICE

For necessary expenses of the White House Police, including uniforms and equipment, \$859,000.

SALARIES AND EXPENSES, GUARD FORCE

For necessary expenses of the guard force for Treasury Department buildings in the District of Columbia, including purchase, repair, and cleaning of uniforms, \$285,000.

BUREAU OF THE MINT

SALARIES AND EXPENSES

For necessary expenses of the Bureau of the Mint, including purchase and maintenance of uniforms and accessories for guards; and not to exceed \$1,000 for the expenses of the annual assay commission; \$3,650,000.

COAST GUARD

OPERATING EXPENSES

For necessary expenses for the operation and maintenance of the Coast Guard, not otherwise provided for, including hire of passenger motor vehicles; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); purchase of not to exceed thirty-two passenger motor vehicles for replacement only; maintenance, operation, and repair of aircraft; and recreation and welfare; \$164,850,000: *Provided*, That the number of aircraft on hand at any one time shall

60 Stat. 810.

63 Stat. 407.
31 USC 712a
note.

69 Stat. 74.

64 Stat. 1100.

not exceed one hundred and twenty-eight exclusive of planes and parts stored to meet future attrition: *Provided further*, That (a) the unobligated balance of appropriation to the Coast Guard for the fiscal year 1956 for "Operating expenses" shall be transferred on July 1, 1956, to the account established by the Surplus Fund-Certified Claims Act of 1949 for payment of certified claims; (b) amounts equal to the unliquidated obligations on July 1, 1956, against the appropriation "Operating expenses", fiscal year 1956, and the appropriation for "Operating expenses" for the fiscal year 1955 which was merged therewith pursuant to the Treasury-Post Office Appropriation Act, 1956, shall be transferred to and merged with this appropriation, and such merged appropriation shall be available as one fund, except for accounting purposes of the Coast Guard, for the payment of obligations properly incurred against such prior year appropriations and against this appropriation, but on July 1, 1957, there shall be transferred from such merged appropriation to the appropriation for payment of certified claims (1) any remaining unexpended balance of the 1955 appropriation so transferred, and (2) any remaining unexpended balance of the 1956 appropriation so transferred which is in excess of the obligations then remaining unliquidated against such appropriation: *Provided further*, That except as otherwise authorized by the Act of September 30, 1950 (20 U. S. C. 236-244), this appropriation shall be available for expenses of primary and secondary schooling for dependents of Coast Guard personnel stationed outside the continental United States in amounts not exceeding an average of \$250 per student, when it is determined by the Secretary that the schools, if any, available in the locality are unable to provide adequately for the education of such dependents, and the Coast Guard may provide for the transportation of said dependents between such schools and their places of residence when the schools are not accessible to such dependents by regular means of transportation.

ACQUISITION, CONSTRUCTION, AND IMPROVEMENTS

60 Stat. 810.

For necessary expenses of acquisition, construction, rebuilding, and improvement of aids to navigation, shore facilities, vessels, and aircraft, including equipment related thereto; and services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); \$7,400,000, to remain available until expended.

RETIRED PAY

67 Stat. 501.
37 USC 371 note.

For retired pay, including the payment of obligations therefor otherwise chargeable to lapsed appropriations for this purpose, and payments under the Uniformed Services Contingency Option Act of 1953, \$24,500,000.

RESERVE TRAINING

63 Stat. 407.
31 USC 712a
note.

63 Stat. 551, 804.

For all necessary expenses for the Coast Guard Reserve, as authorized by law (14 U. S. C. 751-762; 37 U. S. C. 231-319), including expenses for regular personnel, or reserve personnel while on active duty, engaged primarily in administration of the reserve program; and the maintenance, operation, and repair of aircraft; \$3,500,000: *Provided*, That (a) the unobligated balance of appropriation to the Coast Guard for the fiscal year 1956 for "Reserve training" shall be transferred on July 1, 1956, to the account established by the Surplus Fund-Certified Claims Act of 1949 for payment of certified claims; (b) amounts equal to the unliquidated obligations on July 1, 1956, against the appropriation "Reserve training", fiscal year 1956, and

the appropriation "Reserve training", fiscal year 1955 which was merged therewith pursuant to the Treasury-Post Office Appropriation Act 1956, shall be transferred to and merged with this appropriation, and such merged appropriation shall be available as one fund, except for accounting purposes of the Coast Guard, for the payment of obligations properly incurred against such prior year appropriations and against this appropriation, but on July 1, 1957, there shall be transferred from such merged appropriation to the appropriation for payment of certified claims (1) any remaining unexpended balance of the 1955 appropriation so transferred and (2) any remaining unexpended balance of the 1956 appropriation so transferred which is in excess of the obligations then remaining unliquidated against such appropriation.

59 Stat. 75.

CORPORATIONS

The following corporations and agencies, respectively, are hereby authorized to make such expenditures, within the limits of funds and borrowing authority available to each such corporation or agency and in accord with law, and to make such contracts and commitments without regard to fiscal year limitations as provided by section 104 of the Government Corporation Control Act, as amended, as may be necessary in carrying out the programs set forth in the Budget for the fiscal year 1957 for each such corporation or agency, except as hereinafter provided:

61 Stat. 584.
31 USC 849.

FEDERAL FACILITIES CORPORATION FUND

Not to exceed \$250,000 shall be available during the fiscal year 1957 for all administrative expenses of the Corporation (including use of the services and facilities of Federal Reserve banks), to be computed on an accrual basis, and to be exclusive of interest paid, depreciation, capitalized expenditures, expenses in connection with the acquisition, protection, operation, maintenance, improvement, or disposition of real or personal property belonging to the Corporation or in which it has an interest, expenses of services performed on a contract or fee basis in connection with the performance of legal services, and all administrative expenses reimbursable from other Government agencies.

LIQUIDATION OF RECONSTRUCTION FINANCE CORPORATION

Not to exceed \$1,060,000 (to be computed on an accrual basis) of the funds derived from Reconstruction Finance Corporation activities (except those conducted under section 409 of the Federal Civil Defense Act of 1950), shall be available during the current fiscal year for administrative expenses incident to the liquidation of said Corporation, including use of the services and facilities of the Federal Reserve banks: *Provided*, That as used herein the term "administrative expenses" shall be construed to include all salaries and wages, services performed on a contract or fee basis, and travel and other expenses, including the purchase of equipment and supplies, of administrative offices: *Provided further*, That the limiting amount heretofore stated for administrative expenses shall be increased by an amount which does not exceed the aggregate cost of salaries, wages, travel, and other expenses of persons employed outside the continental United States; the expenses of services performed on a contract or fee basis in connection with the termination of contracts or in the performance of legal services, and all administrative expenses reimbursable from other Government agencies: *Provided further*, That the distribution

64 Stat. 1257.
50 USC app.
2261.

of administrative expenses to the accounts of the Corporation shall be made in accordance with generally recognized accounting principles and practices.

TITLE II—POST OFFICE DEPARTMENT

CONTRIBUTION TO THE POSTAL FUND

64 Stat. 461. For administration and operation of the Post Office Department and the postal service, there is hereby appropriated the aggregate amount of postal revenues for the fiscal year ending June 30, 1957, as authorized by law (39 U. S. C. 786, 794a), together with an amount equal to the difference between such revenues and the total of the appropriations hereinafter specified and the sum needed may be advanced to the Post Office Department upon requisition of the Postmaster General, for the following purposes, namely:

CURRENT AUTHORIZATIONS OUT OF POSTAL FUND

ADMINISTRATION

68 Stat. 1114. For expenses, not otherwise provided for, necessary for administration of the postal service, operation of the inspection service, uniforms or allowances therefor, as authorized by the Act of September 1, 1954, as amended (5 U. S. C. 2131), and conduct of a research and development program, including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); management studies; not to exceed \$25,000 for miscellaneous and emergency expenses; rewards for information and services concerning violations of postal laws and regulations, current and prior fiscal years, in accordance with regulations of the Postmaster General in effect at the time the services are rendered or information furnished; and expenses of delegates designated by the Postmaster General to attend meetings and congresses for the purpose of making postal arrangements with foreign governments pursuant to law, and not to exceed \$2,500 of such expenses to be accounted for solely on the certificate of the Postmaster General; and not to exceed \$20,000 for rewards for information and services, as provided for herein, shall be paid in the discretion of the Postmaster General and accounted for solely on his certificate; and settlement of claims, pursuant to law, current and prior fiscal years, for damages, and for losses resulting from unavoidable casualty (39 U. S. C. 49):
59 Stat. 603. \$19,000,000.

OPERATIONS

68 Stat. 1114. For expenses necessary for the operation and administration of regional and district offices and post offices, not otherwise provided for, including uniforms or allowances therefor, as authorized by the Act of September 1, 1954, as amended (5 U. S. C. 2131), and for other activities conducted by the Post Office Department pursuant to law, \$2,113,440,000: *Provided*, That not to exceed 5 per centum of any appropriation available to the Post Office Department for the current fiscal year may be transferred, with the approval of the Bureau of the Budget, to any other such appropriation or appropriations; but the appropriation "Administration" shall not be increased by more than \$2,000,000 as a result of such transfers: *Provided further*, That functions financed by the appropriations available to the Post Office Department for the current fiscal year and the amounts appropriated therefor, may be transferred, in addition to the appropriation transfers otherwise authorized in this Act and with the approval of the

Bureau of the Budget, between such appropriations to the extent necessary to improve administration and operations.

TRANSPORTATION

For expenses necessary for the administration and operation of the postal transportation service, including payments for transportation of domestic and foreign mails by air, land, and water transportation facilities, including current and prior fiscal years settlements with foreign countries for handling of mail, \$650,000,000.

FINANCE

For expenses necessary for the administration of the financial services of the Post Office Department, including the procurement of stamps and accountable paper, \$12,900,000.

FACILITIES

For expenses necessary for the administration and operation of postal facilities, buildings, vehicles, and field postal communication service; uniforms or allowances therefor, as authorized by the Act of September 1, 1954, as amended (5 U. S. C. 2131); procurement of postal supplies and equipment; storage and repair of vehicles owned by, or under control of, units of the National Guard and departments and agencies of the Federal Government where repairs are made necessary because of utilization of such vehicles in the postal service; \$189,000,000: *Provided*, That the aggregate of annual payments for amortization of principal and interest thereon required by all purchase contracts entered into during the fiscal year 1957 pursuant to the Post Office Department Property Act of 1954 (68 Stat. 521), shall not exceed the unused portion of the \$3,000,000 limitation applicable prior to July 1, 1955, under section 202 (i) of said Act.

68 Stat. 1114.

39 USC 901 note.

GENERAL PROVISIONS—POST OFFICE DEPARTMENT

SEC. 202. During the current fiscal year, and under such regulations as may be prescribed by the Postmaster General, not to exceed an aggregate of \$100,000 shall be available from any funds available to the Post Office Department, as may be determined by him, for expenses necessary to enable the Department to participate in Federal or non-Federal training programs and for necessary expenses of training officers and employees (both departmental and field postal services) in such subjects or courses of instruction in either Federal or non-Federal facilities as will contribute to the improved performance of their official duties: *Provided*, That not more than forty-five of such officers and employees may participate in any training program in a non-Federal facility which is of more than ninety days duration.

Training programs.

SEC. 203. Not exceeding \$22,000,000 of appropriations in this title shall be available for the repair, alteration, and improvement of the mail equipment shops at Washington, D. C., and for payment to the General Services Administration of such additional sums as may be necessary for the repair, alteration, preservation, renovation, improvement, and equipment of federally owned property used for postal purposes of which not to exceed \$20,000,000 shall be available for improving lighting, color, and ventilation for the specialized conditions in space occupied for postal purposes.

Property improvement.

TITLE III

THE TAX COURT OF THE UNITED STATES

SALARIES AND EXPENSES

For necessary expenses, including contract stenographic reporting services, \$1,365,000: *Provided*, That travel expenses of the judges shall be paid upon the written certificate of the judge.

Short title.

This Act may be cited as the "Treasury-Post Office Appropriation Act, 1957".

Approved April 2, 1956.

Public Law 468

CHAPTER 171

JOINT RESOLUTION

April 6, 1956
[S. J. Res. 122]

Providing for the filling of a vacancy in the Board of Regents of the Smithsonian Institution, of the class other than Members of Congress.

Smithsonian In-
stitution.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the vacancy in the Board of Regents of the Smithsonian Institution, of the class other than Members of Congress, be filled by the appointment of Everette Lee DeGolyer, a citizen of Texas, for the statutory term of six years, to succeed Harvey N. Davis, deceased.

Approved April 6, 1956.

Public Law 469

CHAPTER 172

JOINT RESOLUTION

April 6, 1956
[S. J. Res. 123]

Providing for the filling of a vacancy in the Board of Regents of the Smithsonian Institution, of the class other than Members of Congress.

Smithsonian In-
stitution.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the vacancy in the Board of Regents of the Smithsonian Institution, of the class other than Members of Congress, be filled by the appointment of Crawford Hallock Greenewalt, a citizen of Delaware, for the statutory term of six years, to succeed Vannevar Bush, resigned.

Approved April 6, 1956.

Public Law 470

CHAPTER 173

JOINT RESOLUTION

April 6, 1956
[S. J. Res. 124]

Providing for the filling of a vacancy in the Board of Regents of the Smithsonian Institution, of the class other than Members of Congress.

Smithsonian In-
stitution.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the vacancy in the Board of Regents of the Smithsonian Institution, of the class other than Members of Congress, be filled by the appointment of Caryl Parker Haskins, resident in the City of Washington, for the statutory term of six years, to succeed Owen Josephus Roberts, deceased.

Approved April 6, 1956.

Public Law 471

CHAPTER 174

JOINT RESOLUTION

To release reversionary right to improvements on a three-acre tract in Orangeburg County, South Carolina.

April 6, 1956
[H. J. Res. 112]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That upon the written consent of the directors of the South Carolina Rural Rehabilitation Corporation, the United States of America, acting through the Administrator of the Farmers' Home Administration, is hereby authorized and directed to convey by quitclaim deed to the board of trustees of Orangeburg School District Numbered 5 (successor in interest to the board of trustees of Jamison School District Numbered 28) in Orangeburg County, South Carolina, and unto the successors and assigns of said board of trustees, all of the reversionary and other right, title, or interest retained in the buildings, improvements, and other equipment by the quitclaim deed dated October 31, 1946, and recorded in book number 141, page 44, in the office of the clerk of court for Orangeburg County, South Carolina, under which deed the United States of America conveyed said buildings, improvements, and other equipment to the said board of trustees of Jamison School District Numbered 28 for educational and other related community purposes.

Orangeburg
County, S. C.
Conveyance of
improvements.

Approved April 6, 1956.

Public Law 472

CHAPTER 175

AN ACT

To authorize the adjustment and clarification of ownership to certain lands within the Stanislaus National Forest, Tuolumne County, California, and for other purposes.

April 6, 1956
[H. R. 374]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to clarify and adjust the ownership of certain tracts of land situated within the exterior boundaries of the Stanislaus National Forest, California, the Secretary of Agriculture is authorized on behalf of the United States to accept from the persons claiming title under patent from the State of California a deed of conveyance of the lands described as follows: South half northwest quarter and north half southwest quarter of section 29, and south half northeast quarter, south half northwest quarter, northeast quarter southwest quarter, northwest quarter southeast quarter, and northeast quarter southeast quarter of section 30, township 4 north, range 19 east, Mount Diablo meridian, California, which lands are a part of the Stanislaus National Forest and subject to all laws and regulations applicable to said national forest, and the Secretary of Agriculture is further authorized to thereupon quitclaim and convey to the grantors of the lands described above all right, title, and interest of the United States in and to the lands described as follows: South half southeast quarter of section 25, and northeast quarter northeast quarter of section 36, township 4 north, range 18 east, and south half south half of section 30, and north half north half of section 31, township 4 north, range 19 east, Mount Diablo meridian, California, subject, however, to reservations of such easements for road rights-of-way as the Secretary of Agriculture may determine to be necessary for the protection and administration of the Stanislaus National Forest.

Stanislaus Na-
tional Forest,
Calif.
Land title clar-
ification.

Approved April 6, 1956.

Public Law 473

CHAPTER 176

April 6, 1956
[H. R. 1855]

AN ACT

To amend the Act approved April 24, 1950, entitled "An Act to facilitate and simplify the work of the Forest Service, and for other purposes".

Agriculture.
Cooperative For-
est Service re-
search.
16 USC 490-581,
passim.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of April 24, 1950 (64 Stat. 82), is amended by adding thereto a new section to read as follows:

"SEC. 20. For the purpose of fostering and stimulating participation with the Forest Service in forest, range, and watershed management research through investigations, experiments, tests, or such other means as he may deem advisable, and in order to aid in obtaining the fullest cooperation from States and other public and private agencies, organizations, institutions, and individuals, in effectuating such research the Secretary of Agriculture is authorized in accordance with such regulations as he may issue and when in his judgment such cooperative work will be stimulated or facilitated to make funds available to the cooperators without regard to the provisions of section 3648, Revised Statutes, prohibiting advances of public moneys."

Approved April 6, 1956.

60 Stat. 809.
31 USC 529.

Public Law 474

CHAPTER 177

April 6, 1956
[H. R. 3233]

AN ACT

To amend title 18 of the United States Code, so as to make it a criminal offense to move or travel in interstate commerce with intent to avoid prosecution, or custody or confinement after conviction, for arson.

Arson.
62 Stat. 755.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1073 of title 18 of the United States Code is amended by inserting "arson punishable as a felony," after "weapon,".

Effective date.

SEC. 2. The amendment made by the first section of this Act shall take effect on the thirtieth day after the date of enactment of this Act.

Approved April 6, 1956.

Public Law 475

CHAPTER 178

April 6, 1956
[H. R. 5889]

AN ACT

To provide for the conveyance of certain lands of the United States to the town of Savannah Beach, Tybee Island, Georgia.

Savannah Beach,
Ga.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury is authorized and directed to convey by quitclaim deed to the town of Savannah Beach, Tybee Island, Georgia, for a monetary consideration equal to that paid by the United States to such town therefor, all of the right, title, and interest of the United States in and to the tracts of land more particularly described as follows:

1. All those certain lots, tracts, or parcels of land lying and being in the State of Georgia, county of Chatham, on Tybee Island known and designated on the map or plan of the town of Tybee (now Savannah Beach), made by Percy Sugden, civil engineer, July 20, 1928, as lots numbered 8-A and 8-B of block 2, Bay Ward, said lots lying contiguous and having a combined frontage of one hundred and

eighty feet, more or less, on the west side of Stone Street, a frontage of eighty feet, more or less, on the north side of Estill Avenue, and being bounded on the north by Bay Street, on the east by Stone Street, on the south by Estill Avenue, and on the west by a lot numbered 7 of block 2, Bay Ward; also

2. All that certain lot, tract, or parcel of land lying and being in the State of Georgia, county of Chatham, on Tybee Island, known and designated on the map or plan of the town of Tybee (now Savannah Beach) made by Percy Sugden, civil engineer, July 20, 1928, as lot numbered 1 of block 3, Bay Ward, said lot having a frontage of ninety feet, more or less, on the east side of Stone Street and a frontage of fifty feet, more or less, on the south side of Bay Street, and being bounded as follows: On the north by Bay Street, on the east by lot numbered 2 of block 3, Bay Ward, on the south by lot numbered 10 of block 3, Bay Ward, and on the west by Stone Street; also

3. All that certain lot, tract, or parcel of land lying and being in the State of Georgia, county of Chatham, on Tybee Island, opposite to lots numbered 6, 7, and 8 in block 2, Bay Ward, to lot numbered 1, in block 3, Bay Ward, and to a street sixty feet in width known as Stone Street, said lots and street being known and designated on a map or plan of the town of Tybee (now Savannah Beach) made by Percy Sugden, civil engineer, July 20, 1928, the southerly side of said lot or parcel of land being three hundred and fifty feet, more or less, in width, bounded by a street known as Bay Street, seventy-five feet in width, said Bay Street separating said lot or parcel of land from the lots aforesaid; and the western and eastern sides of said lot or parcel of land being projections of the western side of said lot numbered 6 and of the eastern side of lot numbered 1 aforesaid, each beginning at said street seventy-five feet in width, and extending northwardly to the low-water mark of the Savannah River.

Approved April 6, 1956.

Public Law 476

CHAPTER 179

AN ACT

To authorize the amendment of the restrictive covenant on land patent numbered 10,410, issued to Keoshi Matsunaga, his heirs or assigns, on July 20, 1936, and covering lot 48 of Ponahawaii house lots, situated in the county of Hawaii, Territory of Hawaii.

April 6, 1956
[H. R. 6824]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the commissioner of public lands of the Territory of Hawaii, with the consent of the Governor of said Territory of Hawaii, be authorized to amend the restrictive covenant set forth in land patent numbered 10,410, so that said restrictive covenant will read as follows:

Hawaii.
Land patent
covenant.

"The land herein described and conveyed is granted and conveyed upon the covenant running with the land, that said land is to be used for religious and/or school purposes only, and in the event of its being used for other than religious and/or school purposes, this patent shall become void, and the whole of said land, together with the fee thereof, and the improvements thereon, shall, without warrant or other legal process, immediately revert to and revest in the Territory of Hawaii."

SEC. 2. This Act shall take effect on and after the date of its approval.

Effective date.

Approved April 6, 1956.

Public Law 477

CHAPTER 180

April 6, 1956
[H. R. 6461]

AN ACT

To amend section 73 (i) of the Hawaiian Organic Act.

Hawaii.
Lands in irriga-
tion projects.
48 USC 670.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled. That section 73 (i) of the Hawaiian Organic Act is hereby amended by adding the following paragraph thereto:

"The Commissioner may include in any patent, agreement, or lease a condition requiring the inclusion of the land in any irrigation project formed or to be formed by the Territorial agency responsible therefor and making the land subject to assessments made or to be made for such irrigation project, which assessment shall be a first charge against the land. For failure to pay the assessments or other breach of the condition the land may be forfeited and sold pursuant to the provisions of this Act, and, when sold, so much of the proceeds of sale as are necessary therefor may be used to pay any unpaid assessments."

Effective date.

SEC. 2. This Act shall take effect on and after the date of its approval.

Approved April 6, 1956.

Public Law 478

CHAPTER 181

April 6, 1956
[H. R. 6463]

AN ACT

To ratify and confirm section 4539, Revised Laws of Hawaii 1945, section 1 (b), act 12, Session Laws of Hawaii 1951, and the sales of public lands consummated pursuant to the terms of said statutes.

Hawaii.
Ratification of
sales.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled. That section 4539, Revised Laws of Hawaii 1945, is hereby ratified and confirmed.

SEC. 2. Section 1 (b), act 12, Session Laws of Hawaii 1951, is hereby ratified and confirmed.

SEC. 3. All sales of public lands to abutting landowners consummated pursuant to the terms of the foregoing statutes are hereby ratified and confirmed and shall be deemed and held to be perfect and valid as of the date of the sales.

Effective date.

SEC. 4. This Act shall take effect on and after the date of its approval.

Approved April 6, 1956.

Public Law 479

CHAPTER 182

April 6, 1956
[H. R. 6574]

AN ACT

To amend section 2 of title IV of the Act entitled "An Act to provide additional revenue for the District of Columbia, and for other purposes", approved August 17, 1937 (50 Stat. 680), as amended.

D. C. motor ve-
hicle registration
fee.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled. That section 2 of title IV of the Act entitled "An Act to provide additional revenue for the District of Columbia, and for other purposes", approved August 17, 1937 (50 Stat. 680), as amended (sec. 40-102, D. C. Code, 1951 edition), is amended by inserting immediately after the first sentence of subsection (d) of said section the following: "The owner selling or otherwise transferring such vehicle or trailer may register

another motor vehicle or trailer for the unexpired portion of the registration year upon payment of a fee of \$1 and a sum equal to the difference between the registration fee originally paid and the fee computed for such other motor vehicle or trailer under section 3, in case the latter is the greater."

Approved April 6, 1956.

Public Law 480

CHAPTER 183

AN ACT

To provide for the transfer of title to certain land and the improvements thereon to the Pueblo of San Lorenzo (Pueblo of Picuris), in New Mexico, and for other purposes.

April 6, 1956
[H. R. 6625]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized and directed to transfer by deed to the Pueblo of San Lorenzo (Pueblo of Picuris), in New Mexico, title to certain tracts of land, together with the improvements thereon, situate, lying, and being within the Pueblo of Picuris Grant heretofore confirmed to the said Pueblo of Picuris by the Act of December 22, 1858 (11 Stat. 374), and situate in section 30, township 23 north, range 12 east, New Mexico principal meridian, within the county of Taos and State of New Mexico, and more particularly described as follows:

Pueblo of San
Lorenzo.
Transfer of land
title.

PARCEL NUMBERED 1

Beginning at the northwest corner of parcel numbered 4, hereinbelow described, which point is located north 23 degrees 30 minutes east, 119.8 feet from a United States Land Office stake marked No. 8, and north 51 degrees 7 minutes east, 1,733.7 feet from the west quarter corner of section 30, township 23 north, range 12 east, New Mexico principal meridian; thence north 22 degrees 00 minutes east 32 feet to a stake; thence south 75 degrees 00 minutes east 186 feet to a stake; thence south 65 degrees 00 minutes east 42 feet; thence south 29 degrees 00 minutes west 44 feet; thence north 67 degrees 00 minutes west 218 feet to the point of beginning, containing 0.19 acre more or less.

PARCEL NUMBERED 2

Beginning at a point in the north line of parcel numbered 1 which also marks the southeast corner of parcel numbered 3 and is located north 55 degrees 15 minutes east, 1,876.5 feet from the west quarter corner of section 30, township 23 north, range 12 east, New Mexico principal meridian; thence north 24 degrees 00 minutes east 62 feet to a stake; thence north 77 degrees 00 minutes east 63 feet to a stake; thence south 29 degrees 00 minutes west 99.5 feet; thence north 65 degrees 00 minutes west 42 feet to the point of beginning, containing 0.08 acre more or less.

PARCEL NUMBERED 3

Beginning at the northwest corner of parcel numbered 1 which point is located north 22 degrees 00 minutes east 32 feet from the northwest corner of parcel numbered 4 and north 50 degrees 38 minutes east 1,762.1 feet from the west quarter corner of section 30, township 23 north, range 12 east, New Mexico principal meridian; thence north 22 degrees 00 minutes east 157.8 feet; thence south 78 degrees 00 minutes east 255.5 feet; thence south 20 degrees 30 minutes west

91.8 feet; thence south 77 degrees 00 minutes west 63 feet to a stake; thence south 24 degrees 00 minutes west 62 feet to a stake; thence north 75 degrees 00 minutes west 186 feet to the point of beginning, containing 0.87 acre more or less.

PARCEL NUMBERED 4

Beginning at the southwest corner whence the northwest corner of section 30, township 23 north, range 12 east, New Mexico principal meridian, bears north 40 degrees 11 minutes west 2,012 feet; thence south 69 degrees 45 minutes east 228 feet to corner No. 2, which is the southeast corner; thence north 23 degrees 32 minutes east 120 feet to corner No. 3, which is the northeast corner; thence south 69 degrees 45 minutes west 228 feet to corner No. 4; thence south 23 degrees 32 minutes west 120 feet to corner No. 1, the place of beginning, containing 0.63 acre.

SEC. 2. Such deed shall vest in the said pueblo a title of the same nature and character as that which the said pueblo had before the United States acquired title to the premises and said land shall thereafter be subject to all the laws of the United States applicable to the lands of the said pueblo.

Approved April 6, 1956.

Public Law 481

CHAPTER 184

AN ACT

April 6, 1956
[H. R. 6807]

To authorize the amendment of certain patents of Government lands containing restrictions as to use of such lands in the Territory of Hawaii.

Hawaii.
Land patents.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Commissioner of Public Lands of the Territory of Hawaii, with the concurrence of the Governor of said Territory, be authorized to amend certain land patents by removing the conditions therein restricting the use of such lands for residence or eleemosynary purposes, so that the lands will be free of any such encumbrances: *Provided, however,* That no such restriction shall be removed in patents conveying an area in excess of one-half acre: *And provided further,* That in the opinion of the commissioner the surrounding area in which such lands are located has sufficiently changed to warrant such action.

Approved April 6, 1956.

Public Law 482

CHAPTER 185

AN ACT

April 6, 1956
[H. R. 6808]

To amend section 73 (1) of the Hawaiian Organic Act.

Hawaii.
Sale of public
lands.
66 Stat. 514.
48 USC 673.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the portion of the first proviso of section 73 (1) of the Hawaiian Organic Act which reads "That the commissioner shall, with the approval of said board, sell to any citizen of the United States, or to any person who has legally declared his intention to become a citizen, for residence purposes lots and tracts, not exceeding three acres in area;" is hereby amended to read as follows: "That the commissioner shall, with the approval of said board, sell to any citizen of the United States, or to any person who has legally declared his intention to become a citizen,

for residence purposes lots not exceeding three acres in area; but any lot not sold after public auction, or sold and forfeited, or any lot or part thereof surrendered with the consent of the commissioner, which consent is authorized, may upon application be sold without further public notice or auction within the period of two years immediately subsequent to the day of the public auction, at the advertised price if the sale is within the period of six months immediately subsequent to the day of the public auction, and at the advertised price or the price fixed by a reappraisal of the land, whichever is greater, if the sale is within the period subsequent to the said six months but prior to the expiration of the said two years:".

SEC. 2. This Act shall take effect on and after the date of its approval.

Effective date.

Approved April 6, 1956.

Public Law 483

CHAPTER 186

AN ACT

To amend section 8 (b) of the Soil Conservation and Domestic Allotment Act with respect to water conservation practices.

April 6, 1956
[H. R. 7236]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the second sentence of section 8 (b) of the Soil Conservation and Domestic Allotment Act, as amended (16 U. S. C., sec. 590h (b)), is amended by striking out of said sentence "In arid or semiarid sections," and inserting in lieu thereof "Clauses".

52 Stat. 31.

Approved April 6, 1956.

Public Law 484

CHAPTER 187

AN ACT

To authorize the loan of two submarines to the Government of Brazil.

April 6, 1956
[H. R. 8100]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President is authorized to lend two submarines to the Government of Brazil for a period of not more than five years and may, in his discretion, extend the loan for an additional period of not more than five years. The President shall, prior to the delivery of the submarines to the Government of Brazil, conclude an agreement with the Government providing for the return of the submarines in accordance with the provisions of this Act and in substantially the same condition as when loaned. All expenses involved in the activation of the submarines, including repairs, alterations, outfitting, and logistic support shall be charged to funds programed for the Brazilian Government under the Mutual Security Act.

Brazil.
Loan of subma-
rines.

65 Stat. 373.
22 USC 1651
note.

Approved April 6, 1956.

Public Law 485

CHAPTER 203

AN ACT

To authorize the Secretary of the Interior to construct, operate, and maintain the Colorado River storage project and participating projects, and for other purposes.

April 11, 1956
[S. 500]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, in order to

Colorado River
storage project.

initiate the comprehensive development of the water resources of the Upper Colorado River Basin, for the purposes, among others, of regulating the flow of the Colorado River, storing water for beneficial consumptive use, making it possible for the States of the Upper Basin to utilize, consistently with the provisions of the Colorado River Compact, the apportionments made to and among them in the Colorado River Compact and the Upper Colorado River Basin Compact, respectively, providing for the reclamation of arid and semiarid land, for the control of floods, and for the generation of hydroelectric power, as an incident of the foregoing purposes, the Secretary of the Interior is hereby authorized (1) to construct, operate, and maintain the following initial units of the Colorado River storage project, consisting of dams, reservoirs, powerplants, transmission facilities and appurtenant works: Curecanti, Flaming Gorge, Navajo (dam and reservoir only), and Glen Canyon: *Provided*, That the Curecanti Dam shall be constructed to a height which will impound not less than nine hundred and forty thousand acre-feet of water or will create a reservoir of such greater capacity as can be obtained by a high waterline located at seven thousand five hundred and twenty feet above mean sea level, and that construction thereof shall not be undertaken until the Secretary has, on the basis of further engineering and economic investigations, reexamined the economic justification of such unit and, accompanied by appropriate documentation in the form of a supplemental report, has certified to the Congress and to the President that, in his judgment, the benefits of such unit will exceed its costs; and (2) to construct, operate, and maintain the following additional reclamation projects (including power-generating and transmission facilities related thereto), hereinafter referred to as participating projects: Central Utah (initial phase); Emery County, Florida, Hammond, La Barge, Lynman, Paonia (including the Minnesota unit, a dam and reservoir on Muddy Creek just above its confluence with the North Fork of the Gunnison River, and other necessary works), Pine River Extension, Seedskadee, Silt and Smith Fork: *Provided further*, That as part of the Glen Canyon Unit the Secretary of the Interior shall take adequate protective measures to preclude impairment of the Rainbow Bridge National Monument.

63 Stat. 31.

Initial units.

Curecanti Dam.
Report to Congress and President.

Participating projects.

Rainbow Bridge National Monument.

Planning reports.
Priority.

Reports to States, President and Congress.

53 Stat. 785.

SEC. 2. In carrying out further investigations of projects under the Federal reclamation laws in the Upper Colorado River Basin, the Secretary shall give priority to completion of planning reports on the Gooseberry, San Juan-Chama, Navajo, Parshall, Troublesome, Rabbit Ear, Eagle Divide, San Miguel, West Divide, Bluestone, Battlement Mesa, Tomichi Creek, East River, Ohio Creek, Fruitland Mesa, Bostwick Park, Grand Mesa, Dallas Creek, Savery-Pot Hook, Dolores, Fruit Growers Extension, Animas-La Plata, Yellow Jacket, and Sublette participating projects. Said reports shall be completed as expeditiously as funds are made available therefor and shall be submitted promptly to the affected States, which in the case of the San Juan-Chama project shall include the State of Texas, and thereafter to the President and the Congress: *Provided*, That with reference to the plans and specifications for the San Juan-Chama project, the storage for control and regulation of water imported from the San Juan River shall (1) be limited to a single offstream dam and reservoir on a tributary of the Chama River, (2) be used solely for control and regulation and no power facilities shall be established, installed or operated thereat, and (3) be operated at all times by the Bureau of Reclamation of the Department of the Interior in strict compliance with the Rio Grande Compact as administered by the Rio Grande Compact Commission. The preparation of detailed designs and specifications for the works proposed to be constructed in connection

with projects shall be carried as far forward as the investigations thereof indicate is reasonable in the circumstances.

The Secretary, concurrently with the investigations directed by the preceding paragraph, shall also give priority to completion of a planning report on the Juniper project.

SEC. 3. It is not the intention of Congress, in authorizing only those projects designated in section 1 of this Act, and in authorizing priority in planning only those additional projects designated in section 2 of this Act, to limit, restrict, or otherwise interfere with such comprehensive development as will provide for the consumptive use by States of the Upper Colorado River Basin of waters, the use of which is apportioned to the Upper Colorado River Basin by the Colorado River Compact and to each State thereof by the Upper Colorado River Basin Compact, nor to preclude consideration and authorization by the Congress of additional projects under the allocations in the compacts as additional needs are indicated. It is the intention of Congress that no dam or reservoir constructed under the authorization of this Act shall be within any national park or monument.

SEC. 4. Except as otherwise provided in this Act, in constructing, operating, and maintaining the units of the Colorado River storage project and the participating projects listed in section 1 of this Act, the Secretary shall be governed by the Federal reclamation laws (Act of June 17, 1902, 32 Stat. 388, and Acts amendatory thereof or supplementary thereto): *Provided*, That (a) irrigation repayment contracts shall be entered into which, except as otherwise provided for the Paonia and Eden projects, provide for repayment of the obligation assumed thereunder with respect to any project contract unit over a period of not more than fifty years exclusive of any development period authorized by law; (b) prior to construction of irrigation distribution facilities, repayment contracts shall be made with an "organization" as defined in paragraph 2 (g) of the Reclamation Project Act of 1939 (53 Stat. 1187) which has the capacity to levy assessments upon all taxable real property located within its boundaries to assist in making repayments, except where a substantial proportion of the lands to be served are owned by the United States; (c) contracts relating to municipal water supply may be made without regard to the limitations of the last sentence of section 9 (c) of the Reclamation Project Act of 1939; and (d), as to Indian lands within, under or served by any participating project, payment of construction costs within the capability of the land to repay shall be subject to the Act of July 1, 1932 (47 Stat. 564): *Provided further*, That for a period of ten years from the date of enactment of this Act, no water from any participating project authorized by this Act shall be delivered to any water user for the production on newly irrigated lands of any basic agricultural commodity, as defined in the Agricultural Act of 1949, or any amendment thereof, if the total supply of such commodity for the marketing year in which the bulk of the crop would normally be marketed is in excess of the normal supply as defined in section 301 (b) (10) of the Agricultural Adjustment Act of 1938, as amended, unless the Secretary of Agriculture calls for an increase in production of such commodity in the interest of national security. All units and participating projects shall be subject to the apportionments of the use of water between the Upper and Lower Basins of the Colorado River and among the States of the Upper Basin fixed in the Colorado River Compact and the Upper Colorado River Basin Compact, respectively, and to the terms of the treaty with the United Mexican States (Treaty Series 994).

SEC. 5. (a) There is hereby authorized a separate fund in the Treasury of the United States to be known as the Upper Colorado River Basin Fund (hereinafter referred to as the Basin Fund), which

Juniper project.

Congressional intent.

63 Stat. 31.

Laws governing.

43 USC 371 note.

Repayment contracts.

43 USC 485a.

53 Stat. 1194, 1195.
43 USC 485h.

25 USC 386a.
Restriction.

63 Stat. 1051.
7 USC 1441 note.

52 Stat. 41.
7 USC 1281.

46 Stat. 3000; 45 Stat. 1057.
63 Stat. 31.
59 Stat. 1219.
Basin Fund.

shall remain available until expended, as hereafter provided, for carrying out provisions of this Act other than section 8.

(b) All appropriations made for the purpose of carrying out the provisions of this Act, other than section 8, shall be credited to the Basin Fund as advances from the general fund of the Treasury.

Availability of
revenues.

(c) All revenues collected in connection with the operation of the Colorado River storage project and participating projects shall be credited to the Basin Fund, and shall be available, without further appropriation, for (1) defraying the costs of operation, maintenance, and replacements of, and emergency expenditures for, all facilities of the Colorado River storage project and participating projects, within such separate limitations as may be included in annual appropriation acts: *Provided*, That with respect to each participating project, such costs shall be paid from revenues received from each such project; (2) payment as required by subsection (d) of this section; and (3) payment as required by subsection (e) of this section. Revenues credited to the Basin Fund shall not be available for appropriation for construction of the units and participating projects authorized by or pursuant to this Act.

(d) Revenues in the Basin Fund in excess of operating needs shall be paid annually to the general fund of the Treasury to return—

(1) the costs of each unit, participating project, or any separable feature thereof which are allocated to power pursuant to section 6 of this Act, within a period not exceeding fifty years from the date of completion of such unit, participating project, or separable feature thereof;

(2) the costs of each unit, participating project, or any separable feature thereof which are allocated to municipal water supply pursuant to section 6 of this Act, within a period not exceeding fifty years from the date of completion of such unit, participating project, or separable feature thereof;

(3) interest on the unamortized balance of the investment (including interest during construction) in the power and municipal water supply features of each unit, participating project, or any separable feature thereof, at a rate determined by the Secretary of the Treasury as provided in subsection (f), and interest due shall be a first charge; and

(4) the costs of each storage unit which are allocated to irrigation pursuant to section 6 of this Act within a period not exceeding fifty years.

Apportionment of
revenues.

(e) Revenues in the Basin Fund in excess of the amounts needed to meet the requirements of clause (1) of subsection (c) of this section, and to return to the general fund of the Treasury the costs set out in subsection (d) of this section, shall be apportioned among the States of the Upper Division in the following percentages: Colorado, 46 per centum; Utah, 21.5 per centum; Wyoming, 15.5 per centum; and New Mexico, 17 per centum: *Provided*, That prior to the application of such percentages, all revenues remaining in the Basin Fund from each participating project (or part thereof), herein or hereinafter authorized, after payments, where applicable, with respect to such projects, to the general fund of the Treasury under subparagraphs (1), (2), and (3) of subsection (d) of this section shall be apportioned to the State in which such participating project, or part thereof, is located.

Revenues so apportioned to each State shall be used only for the repayment of construction costs of participating projects or parts of such projects in the State to which such revenues are apportioned and shall not be used for such purpose in any other State without the con-

sent, as expressed through its legally constituted authority, of the State to which such revenues are apportioned. Subject to such requirement, there shall be paid annually into the general fund of the Treasury from the revenues apportioned to each State (1) the costs of each participating project herein authorized (except Paonia) or any separable feature thereof, which are allocated to irrigation pursuant to section 6 of this Act, within a period not exceeding fifty years, in addition to any development period authorized by law, from the date of completion of such participating project or separable feature thereof, or, in the case of Indian lands, payment in accordance with section 4 of this Act; (2) costs of the Paonia project, which are beyond the ability of the water users to repay, within a period prescribed in the Act of June 25, 1947 (61 Stat. 181); and (3) costs in connection with the irrigation features of the Eden project as specified in the Act of June 28, 1949 (63 Stat. 277).

(f) The interest rate applicable to each unit of the storage project and each participating project shall be determined by the Secretary of the Treasury as of the time the first advance is made for initiating construction of said unit or project. Such interest rate shall be determined by calculating the average yield to maturity on the basis of daily closing market bid quotations during the month of June next preceding the fiscal year in which said advance is made, on all interest-bearing marketable public debt obligations of the United States having a maturity date of fifteen or more years from the first day of said month, and by adjusting such average annual yield to the nearest one-eighth of 1 per centum.

(g) Business-type budgets shall be submitted to the Congress annually for all operations financed by the Basin Fund.

SEC. 6. Upon completion of each unit, participating project or separable feature thereof, the Secretary shall allocate the total costs (excluding any expenditures authorized by section 8 of this Act) of constructing said unit, project or feature to power, irrigation, municipal water supply, flood control, navigation, or any other purposes authorized under reclamation law. Allocations of construction, operation and maintenance costs to authorized nonreimbursable purposes shall be nonreturnable under the provisions of this Act. In the event that the Navajo participating project is authorized, the costs allocated to irrigation of Indian-owned tribal or restricted lands within, under, or served by such project, and beyond the capability of such lands to repay, shall be determined, and, in recognition of the fact that assistance to the Navajo Indians is the responsibility of the entire nation, such costs shall be nonreimbursable. On January 1 of each year the Secretary shall report to the Congress for the previous fiscal year, beginning with the fiscal year 1957, upon the status of the revenues from, and the cost of, constructing, operating, and maintaining the Colorado River storage project and the participating projects. The Secretary's report shall be prepared to reflect accurately the Federal investment allocated at that time to power, to irrigation, and to other purposes, the progress of return and repayment thereon, and the estimated rate of progress, year by year, in accomplishing full repayment.

SEC. 7. The hydroelectric powerplants and transmission lines authorized by this Act to be constructed, operated, and maintained by the Secretary shall be operated in conjunction with other Federal powerplants, present and potential, so as to produce the greatest practicable amount of power and energy that can be sold at firm power and energy rates, but in the exercise of the authority hereby granted he shall not affect or interfere with the operation of the provisions of the Colorado River Compact, the Upper Colorado River Basin Compact, the

Interest rate.

Budget to Congress.

Cost allocations.

Navajos.

Report to Congress.

Power plant operations.

45 Stat. 1057.
43 USC 617 note.
54 Stat. 774.
43 USC 618c.

Recreational and
fish and wildlife
facilities.

Boulder Canyon Project Act, the Boulder Canyon Project Adjustment Act and any contract lawfully entered into under said Compacts and Acts. Subject to the provisions of the Colorado River Compact, neither the impounding nor the use of water for the generation of power and energy at the plants of the Colorado River storage project shall preclude or impair the appropriation of water for domestic or agricultural purposes pursuant to applicable State law.

SEC. 8. In connection with the development of the Colorado River storage project and of the participating projects, the Secretary is authorized and directed to investigate, plan, construct, operate, and maintain (1) public recreational facilities on lands withdrawn or acquired for the development of said project or of said participating projects, to conserve the scenery, the natural, historic, and archeologic objects, and the wildlife on said lands, and to provide for public use and enjoyment of the same and of the water areas created by these projects by such means as are consistent with the primary purposes of said projects; and (2) facilities to mitigate losses of, and improve conditions for, the propagation of fish and wildlife. The Secretary is authorized to acquire lands and to withdraw public lands from entry or other disposition under the public land laws necessary for the construction, operation, and maintenance of the facilities herein provided, and to dispose of them to Federal, State, and local governmental agencies by lease, transfer, exchange, or conveyance upon such terms and conditions as will best promote their development and operation in the public interest. All costs incurred pursuant to this section shall be nonreimbursable and nonreturnable.

Saving provi-
sion.

43 USC 617 note.
43 USC 618c.

53 Stat. 785.
59 Stat. 1219.
Expenditures.

67 Stat. 266.
Effectivity and
approval of court
decree, etc.

SEC. 9. Nothing contained in this Act shall be construed to alter, amend, repeal, construe, interpret, modify, or be in conflict with the provisions of the Boulder Canyon Project Act (45 Stat. 1057), the Boulder Canyon Project Adjustment Act (54 Stat. 774), the Colorado River Compact, the Upper Colorado River Basin Compact, the Rio Grande Compact of 1938, or the Treaty with the United Mexican States (Treaty Series 994).

SEC. 10. Expenditures for the Flaming Gorge, Glen Canyon, Curecanti, and Navajo initial units of the Colorado River storage project may be made without regard to the soil survey and land classification requirements of the Interior Department Appropriation Act, 1954.

SEC. 11. The Final Judgment, Final Decree and stipulations incorporated therein in the consolidated cases of United States of America v. Northern Colorado Water Conservancy District, et al., Civil Nos. 2782, 5016 and 5017, in the United States District Court for the District of Colorado, are approved, shall become effective immediately, and the proper agencies of the United States shall act in accordance therewith.

Appropriation.

SEC. 12. There are hereby authorized to be appropriated, out of any moneys in the Treasury not otherwise appropriated, such sums as may be required to carry out the purposes of this Act, but not to exceed \$760,000,000.

Net power reve-
nues.

SEC. 13. In planning the use of, and in using credits from, net power revenues available for the purpose of assisting in the pay-out of costs of participating projects herein and hereafter authorized in the States of Colorado, New Mexico, Utah, and Wyoming, the Secretary shall have regard for the achievement within each of said States of the fullest practicable use of the waters of the Upper Colorado River system, consistent with the apportionment thereof among such States.

Operation and
maintenance, com-
pliance.

SEC. 14. In the operation and maintenance of all facilities, authorized by Federal law and under the jurisdiction and supervision of the Secretary of the Interior, in the basin of the Colorado River, the Secretary of the Interior is directed to comply with the applicable

provisions of the Colorado River Compact, the Upper Colorado River Basin Compact, the Boulder Canyon Project Act, the Boulder Canyon Project Adjustment Act, and the Treaty with the United Mexican States, in the storage and release of water from reservoirs in the Colorado River Basin. In the event of the failure of the Secretary of the Interior to so comply, any State of the Colorado River Basin may maintain an action in the Supreme Court of the United States to enforce the provisions of this section, and consent is given to the joinder of the United States as a party in such suit or suits, as a defendant or otherwise.

SEC. 15. The Secretary of the Interior is directed to continue studies and to make a report to the Congress and to the States of the Colorado River Basin on the quality of water of the Colorado River.

SEC. 16. As used in this Act—

The terms "Colorado River Basin", "Colorado River Compact", "Colorado River System", "Lee Ferry", "States of the Upper Division", "Upper Basin", and "domestic use" shall have the meaning ascribed to them in article II of the Upper Colorado River Basin Compact;

The term "States of the Upper Colorado River Basin" shall mean the States of Arizona, Colorado, New Mexico, Utah, and Wyoming;

The term "Upper Colorado River Basin" shall have the same meaning as the term "Upper Basin";

The term "Upper Colorado River Basin Compact" shall mean that certain compact executed on October 11, 1948 by commissioners representing the States of Arizona, Colorado, New Mexico, Utah, and Wyoming, and consented to by the Congress of the United States of America by Act of April 6, 1949 (63 Stat. 31);

The term "Rio Grande Compact" shall mean that certain compact executed on March 18, 1938, by commissioners representing the States of Colorado, New Mexico, and Texas and consented to by the Congress of the United States of America by Act of May 31, 1939 (53 Stat. 785);

The term "Treaty with the United Mexican States" shall mean that certain treaty between the United States of America and the United Mexican States, signed at Washington, District of Columbia, February 3, 1944, relating to the utilization of the waters of the Colorado River and other rivers, as amended and supplemented by the protocol dated November 14, 1944, and the understandings recited in the Senate resolution of April 18, 1945, advising and consenting to ratification thereof.

Approved April 11, 1956.

Public Law 486

CHAPTER 204

AN ACT

To establish a Domestic Relations Branch in the Municipal Court for the District of Columbia, and for other purposes.

April 11, 1956
[S. 1289]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

DOMESTIC RELATIONS BRANCH, MUNICIPAL COURT FOR THE DISTRICT OF COLUMBIA

SEC. 101. That there is hereby created in the Municipal Court for the District of Columbia a Domestic Relations Branch.

SEC. 102. DEFINITIONS.—As used in this Act—

(a) "Branch" and "Domestic Relations Branch" mean the Do-

63 Stat. 31.
45 Stat. 1057; 54
Stat. 774.
43 USC 617 note,
6180.
59 Stat. 1219.

Report to Con-
gress.

Definitions.

59 Stat. 1219.

"Branch", "Do-
mestic Relations
Branch".

mestic Relations Branch of the Municipal Court for the District of Columbia created by this Act;

"Court."

(b) "Court" means the Municipal Court for the District of Columbia and the several judges thereof.

D. C. Code 11-752.

SEC. 103. (a) ADDITIONAL JUDGES.—The first section of the Act entitled "An Act to authorize the appointment of three additional judges of the municipal court for the District of Columbia and to prescribe the qualifications of appointees to the municipal court and the municipal court of appeals, and for other purposes", approved October 25, 1949 (63 Stat. 887), is hereby amended by striking therefrom "thirteen" and inserting in lieu thereof "sixteen".

(b) The judges appointed to the additional positions authorized by the amendments set forth in subsection (a) of this section shall during their tenures of office serve as judges of the Domestic Relations Branch, but the chief judge of the court may, if he finds the work in the Domestic Relations Branch will not be adversely affected thereby assign any of said judges of the Domestic Relations Branch to perform the duties of any other judge of the court. The chief judge of the court shall also have the authority to assign any of the other judges of the court to serve temporarily in the Domestic Relations Branch if, in the opinion of the said chief judge, the work of the Domestic Relations Branch requires such assignment.

Personnel.

SEC. 104. The Judges of the Domestic Relations Branch, with the approval of the chief judge of the court, shall have authority to appoint and remove a clerk and such other personnel as may be necessary for the operation of the branch.

SEC. 105. JURISDICTION OF DOMESTIC RELATIONS BRANCH.—The Domestic Relations Branch and each judge sitting therein shall have exclusive jurisdiction over all actions for divorce from the bond of marriage and legal separation from bed and board, including proceedings incidental to such actions for alimony, pendente lite and permanent, and for support and custody of minor children; applications for revocation of divorce from bed and board; civil actions to enforce support of minor children; civil actions to enforce support of wife; actions seeking custody of minor children; actions to declare marriages void; actions to declare marriages valid; actions for annulments of marriage; and proceedings in adoption.

Nothing in this Act shall be construed to divest the United States District Court for the District of Columbia of jurisdiction and power to consider, and to enter and enforce judgments, orders, and decrees in any such action, application or proceeding filed in such court prior to the effective date of this section to the same extent as if this Act had not been enacted.

SEC. 106. (a) DOMESTIC RELATIONS BRANCH VESTED WITH POWER TO EFFECTUATE PURPOSES OF ACT.—The Domestic Relations Branch is hereby vested with so much of the power as is now vested in the United States District Court for the District of Columbia, whether in law or in equity, as is necessary to effectuate the purposes of this Act, including but not limited to, the power to issue restraining orders, injunctions, writs of habeas corpus, and ne exeat, and all other writs, orders, and decrees.

(b) The Domestic Relations Branch shall have the same power to enforce and execute judgments, orders, and decrees entered by it as is now vested in the United States District Court for the District of Columbia. Judgments of the branch shall have the same legal status as liens upon real estate as judgments of the United States District Court for the District of Columbia.

SEC. 107. (a) AMENDMENTS OF STATUTES.—Section 963 of the Act approved March 3, 1901 (31 Stat. 1345, ch. 845), as amended by the Act approved June 21, 1949 (63 Stat. 215, ch. 233; sec. 16-416, D. C. Code, 1951 edition), is amended by striking therefrom "United States

District Court for the District of Columbia", and inserting in lieu thereof "Domestic Relations Branch of the Municipal Court for the District of Columbia".

(b) Subsection (a) of section 3, and section 13 of the Act entitled "An Act to prescribe and regulate the procedure for adoption in the District of Columbia", approved June 8, 1954 (68 Stat. 241), is amended by striking therefrom "United States District" and inserting in lieu thereof "Domestic Relations Branch of the Municipal".

D. C. Code 16-210, 16-220.

(c) Section 6 of the Act entitled "An Act to regulate the placing of children in family homes, and for other purposes", approved April 22, 1944 (58 Stat. 194), as amended, is amended by striking "Office of the Clerk of the District Court of the United States for the District of Columbia" and by striking "Office of the Clerk of the United States District Court for the District of Columbia", and by inserting in lieu of each such phrase "Domestic Relations Branch of the Municipal Court for the District of Columbia".

D. C. Code 32-786.

SEC. 108. DOCKET.—A separate docket shall be maintained for the Domestic Relations Branch. There shall be recorded in such docket the actions taken at each stage of each action and proceeding instituted or conducted in the branch.

SEC. 109. PROCESS.—Service of process for the Domestic Relations Branch shall be made by the United States marshal for the District of Columbia or by any of his authorized assistants. Service of process for the Domestic Relations Branch may also be had by publication in the same manner as service of process is had by publication for the United States District Court for the District of Columbia.

SEC. 110. RULES.—The judges of the Domestic Relations Branch, with the approval of the chief judge of the court, shall by rules prescribe the fees, charges, and costs and the forms of process, writs, pleadings, and motions, and the practice and procedure in actions and proceedings in the Domestic Relations Branch. Such rules shall neither abridge, enlarge, nor modify the substantive rights of any litigant. Except as otherwise specifically provided by such rules, the applicable Federal Rules of Civil Procedure shall govern in the branch.

SEC. 111. APPEALS.—Any party aggrieved by any final or interlocutory order or judgment entered in the Domestic Relations Branch shall have the same right of appeal available in respect to any final or interlocutory order or judgment entered in the civil branch of the court.

SEC. 112. SESSIONS.—The Domestic Relations Branch, with at least one judge in attendance, shall be open for the transaction of business every day of the year except Saturday afternoons, Sundays, and legal holidays, and, if deemed necessary, may also hold night sessions.

SEC. 113. JURISDICTION OF JUVENILE COURT NOT AFFECTED.—Nothing contained in this Act shall be construed so as to affect or diminish the jurisdiction of the Juvenile Court of the District of Columbia, or any judge presiding therein.

SEC. 114. APPROPRIATIONS AUTHORIZED.—Appropriations for expenses necessary for the operation of the Domestic Relations Branch, including personal services, are hereby authorized.

SEC. 115. EFFECTIVE DATES.—This Act, except sections 105, 106, and 107, shall take effect upon its approval. Sections 105, 106, and 107 shall take effect thirty days after the appointment and qualification of the three additional judges authorized by this Act to be appointed to the court.

Approved April 11, 1956.

Public Law 487

CHAPTER 206

April 18, 1956
[S. 2438]

AN ACT

To amend the Act entitled "An Act to recognize the high public service rendered by Major Walter Reed and those associated with him in the discovery of the cause and means of transmission of yellow fever".

Walter Reed as-
sociates.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act to recognize the high public service rendered by Major Walter Reed and those associated with him in the discovery of the cause and means of transmission of yellow fever", approved February 28, 1929 (45 Stat. 1409), is amended by striking out "\$125 per month" and inserting in lieu thereof "\$200 per month".

Effective date.

SEC. 2. The provisions of this Act shall take effect on the first of the month following the date of its enactment.

Approved April 18, 1956.

Public Law 488

CHAPTER 207

April 18, 1956
[S. 3269]

AN ACT

To provide transportation on Canadian vessels between ports in southeastern Alaska, and between Hyder, Alaska, and other points in southeastern Alaska or the continental United States, either directly or via a foreign port, or for any part of the transportation.

Alaska.
Transportation
on Canadian ves-
sels.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, until June 30, 1957, notwithstanding the provisions of law of the United States restricting to vessels of the United States the transportation of passengers and merchandise directly or indirectly from any port in the United States to another port of the United States, passengers may be transported on Canadian vessels between ports in southeastern Alaska, and passengers and merchandise may be transported on Canadian vessels between Hyder, Alaska, and other points in southeastern Alaska or the continental United States, either directly or via a foreign port, or for any part of the transportation.

Approved April 18, 1956.

Public Law 489

CHAPTER 208

April 23, 1956
[S. 1834]

AN ACT

To authorize certain retired commissioned officers of the Coast Guard to use the commissioned grade authorized them by the law under which they retired, in the computation of their retired pay under the provisions of the Career Compensation Act of 1949, as amended.

Coast Guard.
63 Stat. 829.
37 USC 311.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 511 of the Career Compensation Act of 1949, as amended, is amended by striking out "Provided, That" and inserting in lieu thereof the following: "Provided, That for the purpose of the computation of (b) above, the retired or retirement pay of each commissioned officer of the Coast Guard who, upon retirement, was advanced one grade pursuant to the provisions of the Act of January 12, 1923 (Public Law 381, Sixty-seventh Congress), shall, unless a higher rank or grade is authorized

42 Stat. 1130.

by any provision of law, be based upon the commissioned officer grade authorized for such officer by such Act: *Provided further, That*".

SEC. 2. The amendment made by this Act shall be effective as of October 1, 1949. Effective date.

Approved April 23, 1956.

Public Law 490

CHAPTER 209

AN ACT

To amend the Armed Forces Reserve Act of 1952, as amended.

April 23, 1956
[H. R. 8107]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 262 of the Armed Forces Reserve Act of 1952 (Public Law 476, Eighty-second Congress) is hereby amended by deleting subsection (d) thereof.

SEC. 2. The Armed Forces Reserve Act of 1952, as amended, is amended by inserting immediately after section 263 thereof the following new section:

"SEC. 264. Notwithstanding any other provision of law, any person called or ordered to perform a period of active duty for training in excess of thirty days under authority of subsections 233 (d) or 262 (c) of this Act, shall during such period be deemed to have been called or ordered into active naval or military service by the Federal Government for extended naval or military service in excess of thirty days for the purpose of determining eligibility for any benefit prescribed under Public Law 108, Eighty-first Congress (63 Stat. 201)."

SEC. 3. This Act shall be effective from August 9, 1955: *Provided*, That no additional basic pay shall be paid to any member by reason of the enactment of this Act for any period prior to the first day of the calendar month in which this Act is approved.

Approved April 23, 1956.

Armed Forces
Reserve Act,
Amendment.
69 Stat. 600.
50 USC 1013.

50 USC 1014.

Disability or
death benefits.

66 Stat. 490; 69
Stat. 600.
50 USC 961,
1013.

34 USC 855c-3
and note.
Effective date.
Restriction.

Public Law 491

CHAPTER 210

AN ACT

To extend the time within which the District of Columbia Auditorium Commission may submit its report and recommendations with respect to the civic auditorium to be constructed in the District of Columbia.

April 27, 1956
[H. R. 8957]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (c) of the first section of the Act entitled "An Act creating a Federal commission to formulate plans for the construction in the District of Columbia of a civic auditorium, including an Inaugural Hall of Presidents and a music, fine arts, and mass communications center", approved July 1, 1955 (Public Law 128, Eighty-fourth Congress), is amended by striking out the word "and" at the end of paragraph (3) and by striking out paragraph (4) and inserting in lieu thereof the following new paragraph:

"(4) make a report to the President and to the Congress, together with its recommendations, by January 31, 1957."

SEC. 2. Subsections (a) and (c) (1) of the first section of such Act are each amended by striking out "civic auditorium" and inserting in lieu thereof "national civic auditorium".

SEC. 3. Notwithstanding the provisions of section 3 of such Act approved July 1, 1955, there are hereby authorized to be appropriated such sums as may be necessary to carry out the purposes of such Act.

Approved April 27, 1956.

D. C. Auditorium
Commission.

69 Stat. 243.

Reports.

69 Stat. 243.

Appropriation.
69 Stat. 244.

Public Law 492

CHAPTER 211

April 27, 1956
[S. 2537]

AN ACT

To amend the Public Health Service Act to authorize the President to make the commissioned corps a military service in time of emergency involving the national defense, and to authorize payment of uniform allowances to officers of the corps in certain grades when required to wear the uniform, and for other purposes.

Public Health
Service,
58 Stat. 690.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 216 of the Public Health Service Act (42 U. S. C. 217) is amended to read as follows:

“USE OF SERVICE IN TIME OF WAR OR EMERGENCY

“SEC. 216. In time of war, or of emergency proclaimed by the President, he may utilize the Service to such extent and in such manner as shall in his judgment promote the public interest. In time of war, or of emergency involving the national defense proclaimed by the President, he may by Executive order declare the commissioned corps of the Service to be a military service. Upon such declaration, and during the period of such war or such emergency or such part thereof as the President shall prescribe, the commissioned corps (a) shall constitute a branch of the land and naval forces of the United States, (b) shall, to the extent prescribed by regulations of the President, be subject to the Uniform Code of Military Justice, and (c) shall continue to operate as part of the Service except to the extent that the President may direct as Commander in Chief.”

58 Stat. 689.

SEC. 2. (a) Section 213 of the Public Health Service Act (42 U. S. C. 214) is amended to read as follows:

Uniform allow-
ance.

“SEC. 213. An allowance of \$250 for uniforms and equipment is authorized to be paid to each commissioned officer of the Service on active duty when required by directive of the Surgeon General to wear a uniform, if at such time the officer is receiving the pay of the junior assistant, assistant, or senior assistant grade; except that no officer who has received such an allowance from the Service shall at any time thereafter be entitled to any further allowance.”

(b) Section 707 of the Act of July 1, 1944 (58 Stat. 713), so renumbered by section 5 of the Act of August 13, 1946 (60 Stat. 1049; 42 U. S. C. 214, note), is repealed.

62 Stat. 40; 58
Stat. 685.

SEC. 3. (a) Section 207 (a) (1) of the Public Health Service Act (42 U. S. C. 209 (a) (1)) is amended by striking out the words “subsection (b)” and inserting in lieu thereof “subsections (b) and (e)”.

62 Stat. 40, 41.

(b) Section 207 of such Act (42 U. S. C. 209) is amended by redesignating subsections (e), (f), (g), and (h) as subsections (f), (g), (h), and (i) respectively and by adding immediately following subsection (d) a new subsection (e) as follows:

Reappointment.

“(e) (1) A former officer of the Regular Corps may, if application for appointment is made within two years after the date of the termination of his prior commission in the Regular Corps, be reappointed to the Regular Corps without examination, except as the Surgeon General may otherwise prescribe, and without regard to the numerical limitations of subsection (b).

Service credit.

“(2) Reappointments pursuant to this subsection may be made to the permanent grade held by the former officer at the time of the termination of his prior commission, or to the next higher grade if such officer meets the eligibility requirements prescribed by regulation for original appointment to such higher grade. For purposes of pay, promotion, and seniority in grade, such reappointed officer shall receive the credits for service to which he would be entitled if such appointment

were an original appointment, but in no event less than the credits he held at the time his prior commission was terminated, except that if such officer is reappointed to the next higher grade he shall receive no credit for seniority in grade.

“(3) No former officer shall be reappointed pursuant to this subsection unless he shall meet such standards as the Secretary may prescribe.”

(c) (1) Section 207 (a) (2) of such Act (42 U. S. C. 209 (a) (2)) is amended by striking out “a period of not more than five years”, and inserting in lieu thereof “an indefinite period”.

62 Stat. 40.

(2) The enactment of paragraph (1) of this subsection shall not affect the term of the commission of any officer in the Reserve Corps in effect on the date of such enactment unless such officer consents in writing to the extension of his commission for an indefinite period, in which event his commission shall be so extended without the necessity of a new appointment.

Terms of commission.

SEC. 4. (a) Section 210 (d) (2) of the Public Health Service Act (42 U. S. C. 211 (d) (2)) is amended by striking out “pay period and for purposes of”.

62 Stat. 43.

SEC. 5. (a) The first sentence of section 211 (a) of the Public Health Service Act (42 U. S. C. 212 (a)) is amended by striking out “active commissioned service” and inserting in lieu thereof “active commissioned or noncommissioned service”.

62 Stat. 46.

(b) Section 211 (b) (1) of such Act (42 U. S. C. 212 (b) (1)) is amended by striking out “active commissioned service, including any such service in the Army, Navy, or Coast Guard” and inserting in lieu thereof “active commissioned or noncommissioned service in the Service, including any active commissioned service in the Armed Forces”.

63 Stat. 835.

(c) Section 211 (c) of such Act (42 U. S. C. 212 (c)) is amended to read as follows:

63 Stat. 835.

“(c) A commissioned officer who has been retired under the provisions of this section may, (1), if an officer of the Regular Corps, be involuntarily recalled to active duty during such times as the Corps may constitute a branch of the land and naval forces of the United States, and (2), if an officer of either the Regular Corps or the Reserve Corps, be recalled to active duty at any time with his consent.”

Recall to active duty.

(d) The proviso of the paragraph headed “RETIRED PAY OF COMMISSIONED OFFICERS”, in chapter 296, 67 Statutes at Large 245, which appears at page 254 (42 U. S. C. 212b) and which reads as follows: “*Provided*, That hereafter a commissioned officer of the Public Health Service who has been retired may be recalled to active duty, other than in time of war, with his consent”, is repealed.

(e) Section 706 of the Act of July 1, 1944 (58 Stat. 713), so renumbered by section 5 of the Act of August 13, 1946 (60 Stat. 1049), as amended (42 U. S. C. 230), is repealed.

62 Stat. 47.

SEC. 6. (a) Section 218 (a) of the Public Health Service Act (42 U. S. C. 218a (a)) is amended (1) by striking out the words “in the Regular Corps”, and (2) by striking out the words “any educational institution” and inserting in lieu thereof the words “any Federal or non-Federal educational institution or training program”.

62 Stat. 47.

(b) Section 218 (b) of such Act (42 U. S. C. 218a (b)) is amended to read as follows:

62 Stat. 47.

“(b) Any officer whose tuition and fees are paid pursuant to subsection (a) while attending an educational institution or training program for a period in excess of thirty days shall be obligated to reimburse the Service for such tuition and fees if thereafter he voluntarily leaves the Service within whichever of the following periods of active service is the greater: (1) six months, or (2) twice the period

Reimbursement for education.

of such attendance but in no event more than two years. Such subsequent period of service shall commence upon the cessation of such attendance and of any further continuous period of training duty for which no tuition and fees are paid by the Service and which is part of the officer's prescribed formal training program, whether such further training is at a Service facility or otherwise. The Surgeon General may waive, in whole or in part, any reimbursement which may be required by this subsection upon a determination that such reimbursement would be inequitable or would not be in the public interest.

Approved April 27, 1956.

Public Law 493

CHAPTER 212

JOINT RESOLUTION

April 27, 1956
[H. J. Res. 444]

To authorize and request the President to issue a proclamation in connection with the centennial of the birth of Woodrow Wilson.

Woodrow Wilson
Centennial Celebration
Commission.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the joint resolution entitled "Joint resolution to establish the Woodrow Wilson Centennial Celebration Commission, and for other purposes", approved August 30, 1954 (68 Stat. 964), is amended by adding at the end thereof the following new section:

Proclamation.

"SEC. 6. The President is authorized and requested to issue a proclamation, as soon as practicable in the year 1956, inviting the people of the United States to observe the centennial anniversary of the birth of Woodrow Wilson with appropriate ceremonies and activities during that year."

Approved April 27, 1956.

Public Law 494

CHAPTER 213

AN ACT

April 27, 1956
[S. 2755]

To designate the reservoir above the Monticello Dam in California as Lake Berryessa.

Lake Berryessa.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the reservoir located above the Monticello Dam in Napa County, California, shall hereafter be known as Lake Berryessa, and any law, regulation, document, or record of the United States in which such reservoir is designated or referred to shall be held to refer to such reservoir under and by the name of Lake Berryessa.

Approved April 27, 1956.

Public Law 495

CHAPTER 214

AN ACT

April 27, 1956
[H. R. 6712]

To amend section 1237 of the Internal Revenue Code of 1954.

Taxes.
Capital gains.
68A Stat. 330.
26 USC 1237.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1237 (a) of the Internal Revenue Code of 1954 is amended by striking out "other than a corporation" and inserting: "(including corporations only if no shareholder directly or indirectly holds real property for sale to

customers in the ordinary course of trade or business and only in the case of property described in the last sentence of subsection (b) (3)).”

SEC. 2. Section 1237 (b) (3) of the Internal Revenue Code of 1954 is amended as follows:

(a) In subparagraph (A) strike out “water or sewer facilities” and insert: “water, sewer, or drainage facilities”.

(b) At the end of paragraph (3) insert “The requirements of subparagraphs (B) and (C) shall not apply in the case of property acquired through the foreclosure of a lien thereon which secured the payment of an indebtedness to the taxpayer or (in the case of a corporation) to a creditor who has transferred the foreclosure bid to the taxpayer in exchange for all of its stock and other consideration and in the case of property adjacent to such property if 80 percent of the real property owned by the taxpayer is property described in the first part of this sentence.”.

Nonapplicability.

SEC. 3. This Act shall apply to all taxable years beginning after December 31, 1954.

Effective date.

Approved April 27, 1956.

Public Law 496

CHAPTER 215

AN ACT

To amend section 5146 of the Revised Statutes, as amended, relating to the qualifications of directors of national banking associations.

April 27, 1956
[S. 1736]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 5146 of the Revised Statutes, as amended (U. S. C., 1952 edition, title 12, sec. 72), is amended by deleting therefrom the words “three-fourths”, “fifty” and “fifty-mile”, and substituting therefor the words “two-thirds”, “one hundred” and “one-hundred-mile”, respectively.

41 Stat. 1199.

Approved April 27, 1956.

Public Law 497

CHAPTER 223

AN ACT

To provide for the procurement of medical and dental officers of the Army, Navy, Air Force, and Public Health Service, and for other purposes.

April 30, 1956
[H. R. 9428]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That sections 201 and 202 of the Army-Navy-Public Health Service Medical Officer Procurement Act of 1947 (61 Stat. 777) are amended to read as follows:

“SEC. 201. (a) Subject to any limitation on the commissioned strength of the Army, Navy, and Air Force prescribed by law, the President, by and with the advice and consent of the Senate, may make appointments in permanent grades of first lieutenant through colonel in the Medical and Dental Corps of the Regular Army, lieutenant (junior grade) through captain in the Medical and Dental Corps of the Regular Navy, and first lieutenant through colonel for officers appointed with a view to designation as medical officers or dental officers in the Regular Air Force, in such numbers as the needs of the services may require. Such appointments shall be made only from qualified doctors of medicine and doctors of dentistry who are citizens of the United States and who have such other qualifications as the Secretary concerned may prescribe for his service.

Army-Navy-PHS
Medical Officer
Procurement Act of
1947, amendment.
10 USC 91a and
note, 91b and note.

Appointments in
permanent grades.

Service credit
for lineal posi-
tion, etc.

“(b) The doctors of medicine and doctors of dentistry appointed under this Act shall be credited for purposes of determining lineal position, permanent grade, position on a promotion list, seniority in permanent grade, and eligibility for promotion with the amount of service prescribed by the Secretary concerned, but not less than the minimum prescribed below. A doctor of medicine or doctor of dentistry appointed under this Act upon graduation from medical or dental school may not be credited with less than four years’ service. A doctor of medicine appointed under this Act who has completed a one-year internship, or the equivalent thereof, may not be credited with less than five years’ service.

Boards of review.

“(c) The Secretaries of the Army, Navy, and Air Force may convene boards of officers to review the records and compute the service of each officer of the Medical Corps or the Dental Corps of the Army or the Navy, and each medical or dental officer of the Air Force, appointed under any provision of law before the effective date of this amendatory Act, including those Reserve or temporary officers who are on active duty on the effective date of this amendatory Act or who enter on active duty after that date, in order to adjust the service credited to each such officer to reflect the service authorized to be credited to officers appointed under this Act. When that adjustment is made, such officers shall be given precedence for promotion purposes or advanced to a lineal position in accordance with their adjusted dates of rank, except that no officer of the Navy shall be given an adjusted date of rank in the grade of captain which is earlier than July 1, 1955. All officers of the Navy with the adjusted date of rank of July 1, 1955, in the grade of captain shall retain the precedence among themselves that they held on the effective date of this amendatory Act and shall be junior to all other officers assigned that date of rank. If, as a result of readjustment of service credit under this section—

“(1) an officer of the Army or the Air Force is made eligible for promotion, he shall be considered for promotion by the next selection board considering officers of his grade and category; and

“(2) an officer of the Navy attains lineal position equivalent to an officer who is serving in the next higher grade, or who is on a promotion list to that grade, he may be promoted thereto on the recommendation of a board of officers convened under this subsection, and, except as otherwise provided in this subsection, may be assigned a lineal position in the higher grade appropriate to his adjusted service credit.

Temporary offi-
cer.

10 USC 506d.

“(d) Each officer of the Medical Corps or the Dental Corps of the Army and each officer in the Air Force appointed with a view to designation as a medical or dental officer, who is appointed as a temporary officer under the provisions of subsection 515 (e) of the Officer Personnel Act of 1947 (61 Stat. 907) after the effective date of this amendatory Act, shall upon entering on active duty be credited with the amount of service authorized by subsection (b) of this section to be credited to officers appointed under this Act.”

Temporary pro-
motion.

“(e) Notwithstanding any other provision of law, including those relating to selection for promotion, a doctor of medicine or a doctor of dentistry who is appointed under this Act or any other provision of law may be temporarily promoted to the grade of captain in the Army or the Air Force, or lieutenant in the Navy, as the case may be, at any time after one year after completion of medical or dental school.

Running mate,
Navy.

“(f) An officer of the Medical Corps or Dental Corps of the Navy appointed in the grade of lieutenant (junior grade) shall be assigned

as his running mate the junior line officer in the grade of lieutenant (junior grade) with the same date of rank, or if there is none, the junior line officer of that grade with the next earlier date of rank.

"SEC. 202. The Secretaries of the Army, Navy, and Air Force may from time to time prescribe regulations necessary for the administration of this title within their respective departments."

Regulations.

SEC. 2. Section 202 (a) of the Career Compensation Act of 1949 (63 Stat. 807) is amended as follows:

37 USC 233.

(1) By striking out the period at the end of clause (6) thereof and inserting "; and" in lieu thereof.

(2) By adding the following new clause at the end thereof:

"(7) For each officer of the Medical Corps or the Dental Corps of the Army or Navy, each officer of the Air Force designated as a medical or dental officer, and each officer of the Public Health Service commissioned as a medical or dental officer, four years; and for each such medical officer who has completed one year of medical internship or the equivalent thereof, one additional year; except that the service authorized to be credited to an officer under this clause shall be reduced by the amount of any service otherwise credited under this section which covers any part of the period of the officer's professional education or internship; and, notwithstanding any other provision of law, the service credit authorized by this clause shall not—

Service credit for pay computation.

(A) be included in establishing eligibility for voluntary or involuntary retirement or separation from the service, under any provision of law;

(B) increase the retired or retirement pay of a person who became entitled to such pay prior to May 1, 1956; or

(C) increase the retired pay of a person who becomes entitled to such pay under title III of the Army and Air Force Vitalization and Retirement Equalization Act of 1948 (62 Stat. 1087), on or after May 1, 1956, but who does not perform active duty after May 1, 1956."

10 USC 1036-1036i and notes.

SEC. 3. Title II of the Public Health Service Act (Act of July 1, 1944, 58 Stat. 683), as amended, is further amended by adding at the end thereof the following new section:

42 USC 202 et seq.

"PROMOTION CREDIT—ASSISTANT GRADE

"SEC. 220. Any medical officer of the Regular Corps of the Public Health Service who—

"(1) (A) was appointed to the assistant grade in the Regular Corps and whose service in such Corps has been continuous from the date of appointment or (B) may hereafter be appointed to the assistant grade in the Regular Corps, and

"(2) had or will have completed a medical internship on the date of such appointment,

shall be credited with one year for purposes of promotion and seniority in grade, except that no such credit shall be authorized if the officer has received or will receive similar credit for his internship under other provisions of law. In the case of an officer on active duty on the effective date of this section who is entitled to the credit authorized herein, the one year shall be added to the promotion and seniority-in-grade credits with which he is credited on such date."

SEC. 4. The Officer Personnel Act of 1947 (61 Stat. 795) is amended as follows:

34 USC 3a note.

(1) By inserting in the first sentence of paragraph (1) of section 211 (e) and in the first sentence of paragraph (3) of section 311 (d), after the words "a staff corps", the words "other than the Medical and

34 USC 305g, 306f..

Dental Corps", and deleting in those sentences the words "if of other than the Medical Corps, and in the preceding calendar year if of the Medical Corps,".

61 Stat. 890.
10 USC 506c.

(2) By striking out the following words in the second sentence of section 506 (c): "each person appointed and commissioned an officer of the Medical Corps of the Regular Army shall, at time of appointment, be credited with an amount of service equal to four years; each person appointed and commissioned an officer of the Dental Corps,".

(3) By striking out in section 506 (e) the words "the Medical Corps, the Dental Corps, and".

Rate of special
pay.
63 Stat. 809.

SEC. 5. (a) Section 203 (b) of the Career Compensation Act of 1949, as amended (37 U. S. C. 234 (b)), is further amended by striking out the words "\$100 per month for each month of active service:" and inserting a dash and the following in lieu thereof:

"(1) \$100 per month for each month of active service for those medical and dental officers covered by subsection (a) who have not completed two years of active service in a category covered by that subsection;

"(2) \$100 per month for each month of active service for those veterinary officers covered by subsection (c);

"(3) \$150 per month for each month of active service for those medical and dental officers covered by subsection (a) who have completed at least two years of active service in a category covered by subsection (a);

"(4) \$200 per month for each month of active service for those medical and dental officers covered by subsection (a) who have completed at least six years of active service in a category covered by subsection (a); and

"(5) \$250 per month for each month of active service for those medical and dental officers covered by subsection (a) who have completed at least ten years of active service in a category covered by subsection (a):"

(b) Section 203 (b) of such Act is further amended by striking out the following words in the third proviso: "of \$100 per month as is".

SEC. 6. Any person who, on the day before the effective date of this Act, has not completed eighteen years of service creditable in the computation of active duty pay in the uniformed service of which he is a member and who, as a result of the enactment of this Act, is upon the effective date of this Act credited with more than seventeen years of such service shall, notwithstanding any other provision of law, be allowed twelve months from the effective date of this Act within which to make the election provided for in section 3 (a) of the Uniformed Services Contingency Option Act of 1953 (67 Stat. 502).

37 USC 372.
Effective date.

SEC. 7. This Act shall become effective the first day of the month following the date of enactment.

Approved April 30, 1956.

Public Law 498

CHAPTER 224

JOINT RESOLUTION

April 30, 1956
[S. J. Res. 160]

To suspend the application of certain laws of the United States with respect to counsel employed by the special committee of the Senate established by Senate Resolution 219, Eighty-fourth Congress.

Senate committee
counsel.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That service or employment of the person first duly appointed as counsel for the special

committee of the Senate established by Senate Resolution 219, Eighty-fourth Congress, 2d session, agreed to February 22, 1956, shall not constitute service or employment subjecting such person to the provisions of section 281, 283, or 284 of title 18, United States Code, or to the provisions of any other law of the United States imposing restrictions, requirements, or penalties in relation to the employment of persons, the performance of service, or the payment or receipt of compensation in connection with any claim, proceeding, or matter involving the United States.

Approved April 30, 1956.

62 Stat. 697; 63
Stat. 280.

Public Law 499

CHAPTER 225

AN ACT

To quiet title and possession with respect to certain real property in the city of Pensacola, Florida.

April 30, 1956
[H. R. 5310]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the United States hereby releases, remises, and quitclaims all right, title, and interest of the United States in and to the following-described tract of land situated in the city of Pensacola, Florida, to the person or persons who would, except for any claim of right, title, and interest in and to such land on the part of the United States, be entitled thereto under the laws of the State of Florida:

Pensacola, Fla.

The west 39 feet of the north 132 feet of Arpent lot 47; the south 60 feet of Arpent lot 47, and the east 77 feet of the north 132 feet of Arpent lot 47, Old City Tract in the city of Pensacola, Florida, according to the map of such city copyrighted by Thomas C. Watson in 1906.

Approved April 30, 1956.

Public Law 500

CHAPTER 226

AN ACT

To amend the Act of May 29, 1928 (45 Stat. 997), in respect of the compensation of supreme court justices and circuit court judges.

April 30, 1956
[H. R. 7058]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 of the Act of May 29, 1928 (45 Stat. 997), is hereby amended in the following respects:

Hawaii.
Compensation of
Judges.
48 USC 634a.

(a) By striking out "\$10,500" relating to the salary of the chief justice of the Supreme Court of the Territory of Hawaii and substituting therefor "\$12,250".

(b) By striking out "\$10,000" relating to the salary of the associate justices of the supreme court and substituting therefor "\$11,900".

(c) By striking out the following clause: "the judges of the Circuit Court for the First Circuit of the Territory of Hawaii the sum of \$7,500, and to each of the judges of the Second, Third, Fourth and Fifth Circuits of the Territory of Hawaii the sum of \$7,000." and substituting therefor "the judges of the circuit courts of the Territory of Hawaii the sum of \$9,375."

SEC. 2. The provisions of this Act shall take effect on the first day of the month following the date of enactment of this Act.

Effective date.

Approved April 30, 1956.

Public Law 501

CHAPTER 227

AN ACT

April 30, 1956
[H. R. 8728]

To authorize the burial in national cemeteries of the remains of certain commissioned officers of the Public Health Service.

46 USC 654.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That burial in national cemeteries of the remains of commissioned officers of the United States Public Health Service who were detailed for duty with the Army or Navy during World War I pursuant to the Act of July 1, 1902 (32 Stat. 712, 713), as amended, and Executive Order Numbered 2571 dated April 3, 1917, and of the wife, widow, minor child and, in the discretion of the Secretary of the Army, unmarried adult child of these officers is authorized: *Provided*, That the remains of the wife, widow, and children may, in the discretion of the Secretary of the Army, be removed from a national cemetery proper and interred in the post section of a national cemetery if, upon death, the related officer is not buried in the same or an adjoining gravesite.

Approved April 30, 1956.

Public Law 502

CHAPTER 228

AN ACT

April 30, 1956
[S. 1188]

To amend section 5240 of the Revised Statutes, as amended, relating to the examination of national banks.

National banks.
Examination.
38 Stat. 271.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first paragraph of section 5240 of the Revised Statutes, as amended (12 U. S. C. 481), is amended by deleting the first sentence thereof and substituting therefor the following sentences: "The Comptroller of the Currency, with the approval of the Secretary of the Treasury, shall appoint examiners who shall examine every national bank twice in each calendar year, but the Comptroller, in the exercise of his discretion, may waive one such examination or cause such examinations to be made more frequently if considered necessary. The waiver of one such examination as above provided shall not be exercised more frequently than once during any two-year period."; and by deleting from the second sentence thereof the following: "or of any other member bank,".

SEC. 2. The third paragraph of section 5240 of the Revised Statutes, as amended (12 U. S. C. 482), is amended by deleting the second sentence thereof and substituting therefor the following: "The expense of the examinations herein provided for shall be assessed by the Comptroller of the Currency upon national banks in proportion to their assets or resources. The assessments may be made more frequently than annually at the discretion of the Comptroller of the Currency. The annual rate of such assessment shall be the same for all national banks, except that banks examined more frequently than twice in one calendar year shall, in addition, be assessed the expense of these additional examinations."

SEC. 3. The seventh paragraph of section 5240 of the Revised Statutes, as amended (12 U. S. C. 482), is deleted and there is substituted therefor the following: "In addition to the expense of examination to be assessed by the Comptroller of the Currency as heretofore provided, all national banks exercising fiduciary powers and all banks or trust companies in the District of Columbia exercising

fiduciary powers shall be assessed by the Comptroller of the Currency for the examination of their fiduciary activities a fee adequate to cover the expense thereof."

Approved April 30, 1956.

Public Law 503

CHAPTER 229

AN ACT

To make certain increases in the annuities of annuitants under the Foreign Service retirement and disability system.

May 1, 1956
[S. 1287]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the annuity of an annuitant under the Foreign Service retirement and disability system pursuant to the Act of May 24, 1924 (43 Stat. 140), as amended, or the Foreign Service Act of 1946 (60 Stat. 999), as amended, shall be increased the first day of the second month following enactment of this Act in accordance with the following rules:

Foreign Service.
Retirement and
disability.

22 USC 801 note;
1061 et seq.

If the annuitant was formerly a participant in the system, the annuity to which he is entitled shall be increased \$324, provided he retired before July 1, 1949.

SEC. 2. In the case of an officer who retired before July 1, 1949, and elected a reduced annuity at time of retirement, and who availed himself of the restoration clause in section 821 (b) of the Foreign Service Act of 1946, as amended, such officer shall be entitled to receive the increase provided by the first section of this Act.

60 Stat. 1020.
22 USC 1076.

SEC. 3. If the annuitant is receiving an annuity on the effective date of this Act as the survivor of a former participant in the system who retired before July 1, 1949, the annuity shall be increased in the amount of \$324 or in such larger amount as may be necessary to make the total annuity equal to \$1,200; except that in no event shall such annuity be increased by any amount in excess of \$324 if such increase would result in a total annuity greater than the annuity which such survivor would have been entitled to receive (as determined by the Secretary of State, taking into consideration any generally applicable pay increases but not any in-class increases or possible additional years of service) immediately prior to the effective date of this Act if such former participant had retired on November 13, 1950 (the date specified in Public Law 348, Eighty-second Congress).

66 Stat. 82.
22 USC 1078.

SEC. 4. If the wife of a Foreign Service officer who retired prior to July 1, 1949, becomes an annuitant subsequent to the effective date of this Act, as a result of the election made by the officer at time of retirement, such widow's annuity shall be increased in the amount of \$324.

SEC. 5. In any case where a participant under the Foreign Service retirement and disability system died before August 29, 1954, leaving a widow who is not entitled to receive an annuity under the system, the Secretary of State is authorized and directed to grant such widow an annuity of not to exceed \$1,200 per annum, if he finds that such widow (whether remarried or not) is in actual need and without other adequate means of support.

SEC. 6. In no case shall an annuity increased under this Act exceed the maximum annuity payable under section 821 (a) or (b) of the Foreign Service Act of 1946, as amended.

SEC. 7. No annuity currently payable to any annuitant under the Foreign Service retirement and disability system shall be reduced as a result of the provisions of this Act.

60 Stat. 1020; 69
Stat. 537.
22 USC 1076.
Restriction.

Approved May 1, 1956.

Public Law 504

CHAPTER 230

May 2, 1956
[S. J. Res. 150]

JOINT RESOLUTION

To authorize the printing and binding of an edition of Senate Procedure and providing the same shall be subject to copyright by the authors.

Senate Procedure.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That there shall be printed and bound for the use of the Senate one thousand five hundred copies of Senate Procedure, to be prepared by Charles L. Watkins, Parliamentarian, and Floyd M. Riddick, Assistant Parliamentarian, to be printed under the supervision of the authors and to be distributed to the Members of the Senate.

SEC. 2. That notwithstanding any provision of the copyright laws and regulations with respect to publications in the public domain, such edition of Senate Procedure shall be subject to copyright by the authors thereof.

Approved May 2, 1956.

Public Law 505

CHAPTER 231

May 2, 1956
[S. 1194]

AN ACT

To provide for transfer of administrative jurisdiction over Red Willow Dam and Reservoir, Nebraska, to the Secretary of the Interior and over Wilson Dam and Reservoir, Kansas, to the Secretary of the Army.

Missouri River
Basin Project.
Transfer of ad-
ministration.

Report to Con-
gress.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That administrative jurisdiction over the construction, operation, and maintenance of Red Willow Dam and Reservoir, Nebraska, an authorized unit of the Missouri River Basin project (Act of December 22, 1944, sec. 9, 58 Stat. 887, as amended and supplemented), is hereby transferred from the Secretary of the Army to the Secretary of the Interior and jurisdiction over the construction, operation, and maintenance of Wilson Dam and Reservoir, Kansas, another authorized unit of the same project, is hereby transferred from the Secretary of the Interior to the Secretary of the Army. The principal purposes of Red Willow Dam and Reservoir shall be those of making available a regulated supply of water for irrigation and of assisting in the control of floods, and the principal purposes of Wilson Dam and Reservoir those of flood control and of assisting in making available a regulated supply of water for irrigation and low-flow regulation: *Provided,* That no expenditure of funds shall be made for construction of such projects until the Secretary of the Interior, in the case of the Red Willow Dam and Reservoir, Nebraska, and the Secretary of the Army, in the case of the Wilson Dam and Reservoir, Kansas, with the approval of the President, have submitted to the Congress completed reports demonstrating such projects to be economically justified, and the Congress has approved such reports.

SEC. 2. Both the Secretary of the Interior and the Secretary of the Army shall cause these units of the Missouri River Basin project to be coordinated and integrated physically and financially with the other Federal works constructed or authorized to be constructed under the comprehensive plans approved by section 9 of the Act of December 22, 1944, aforesaid, as amended and supplemented.

SEC. 3. Notwithstanding any other provisions of this Act, the Secretary of the Army shall, in the case of the Red Willow Dam and

Reservoir, be responsible for flood-control regulation as provided in section 7 of the Act of December 22, 1944, and the Secretary of the Interior shall, in the case of Wilson Dam and Reservoir, be responsible for the disposal of water for irrigation or space reserved for this purpose in accordance with the Federal reclamation laws.

Approved May 2, 1956.

58 Stat. 890.
33 USC 709.

Public Law 506

CHAPTER 233

AN ACT

To authorize appropriations for the Atomic Energy Commission for acquisition or condemnation of real property or any facilities, or for plant or facility acquisition, construction, or expansion, and for other purposes.

May 3, 1956
[H. R. 10387]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

AEC appropriations.

SEC. 101. There is hereby authorized to be appropriated to the Atomic Energy Commission the sum of \$295,495,000 for acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion, as follows:

(a) SPECIAL NUCLEAR MATERIALS.—

1. Project 57-a-1, additional feed-materials plant, \$22,200,000.
2. Project 57-a-2, improvements to reactor instrumentation, Hanford, Washington, \$8,000,000.
3. Project 57-a-3, improved high level waste handling system, Savannah River, \$5,000,000.
4. Project 57-a-4, reactor facility safety improvements, Hanford, Washington, \$5,000,000.
5. Project 57-a-5, additional waste disposal system, Hanford, Washington, \$5,000,000.
6. Project 57-a-6, charging and discharging system, Hanford, Washington, \$3,450,000.
7. Project 57-a-7, modifications to existing production facilities for increased efficiency and safety, Hanford, Washington, \$3,000,000.
8. Project 57-a-8, chemical processing facility, St. Louis, Missouri, \$1,600,000.
9. Project 57-a-9, barrier plant automation, Oak Ridge, Tennessee, \$1,400,000.
10. Project 57-a-10, reactor temperature test installation, Hanford, Washington, \$900,000.
11. Project 57-a-11, improvements to reactor cooling water effluent system, Hanford, Washington, \$550,000.
12. Project 57-a-12, fuel element heat-treating plant, Fernald, Ohio, \$500,000.
13. Project 57-a-13, renovation of service plant, Oak Ridge, Tennessee, \$450,000.

(b) ATOMIC WEAPONS.—

1. Project 57-b-1, area 5 expansion, \$20,900,000.
2. Project 57-b-2, weapons assembly plants, \$15,000,000.
3. Project 57-b-3, weapons production and development plant, \$15,000,000.
4. Project 57-b-4, weapons development and engineering facilities, Livermore, California, \$10,000,000.
5. Project 57-b-5, storage site modifications, \$2,000,000.

(c) REACTOR DEVELOPMENT.—

1. Project 57-c-1, aircraft nuclear propulsion ground test plant, area numbered 2, Idaho, \$55,000,000.

2. Project 57-c-2, research and developmental test plant, \$15,900,000.

3. Project 57-c-3, modifications and expansion of aircraft nuclear propulsion ground test facilities, area numbered 1, Idaho, \$15,000,000.

4. Project 57-c-4, small submarine reactor test facility, \$10,000,000.

5. Project 57-c-5, expended core handling and service plant, National Reactor Testing Station, \$4,750,000.

6. Project 57-c-6, food irradiation facility, \$3,000,000.

7. Project 57-c-7, project Sherwood plant, \$2,000,000.

8. Project 57-c-8, Argonne low power reactor facility, \$1,225,000.

9. Project 57-c-9, materials testing reactor hot cell extension, National Reactor Testing Station, \$310,000.

(d) PHYSICAL RESEARCH.—

1. Project 57-d-1, high energy accelerator, \$15,000,000.

2. Project 57-d-2, bevatron research plant, University of California Radiation Laboratory, \$1,084,000.

3. Project 57-d-3, forty-eight-inch heavy particle cyclotron, Oak Ridge National Laboratory, \$459,000.

4. Project 57-d-4, conversion of accelerator design building, University of California Radiation Laboratory, \$300,000.

(e) RAW MATERIALS.—

1. Project 57-e-1, analytical laboratory addition, Grand Junction, Colorado, \$362,000.

(f) ATOMIC WEAPONS.—

1. Project 57-f-1, metallurgy laboratory, Livermore, California, \$2,270,000.

2. Project 57-f-2, base construction, Pacific proving ground, \$1,569,000.

3. Project 57-f-3, high explosive and weaponizing plant, Livermore, California, \$1,100,000.

4. Project 57-f-4, installation of one hundred and fifteen kilovolt tie line, Los Alamos, New Mexico, \$1,000,000.

5. Project 57-f-5, base construction, Nevada test site, \$543,000.

6. Project 57-f-6, manufacturing support plant, Kansas City, Missouri, \$444,000.

7. Project 57-f-7, warehouse, Sandia, \$308,000.

8. Project 57-f-8, mechanical shop additions, Livermore, California, \$300,000.

9. Project 57-f-9, programing building, Livermore, California, \$180,000.

(g) REACTOR DEVELOPMENT.—

1. Project 57-g-1, addition to electrical power system, National Reactor Testing Station, \$3,800,000.

2. Project 57-g-2, chemistry cave for radioactive materials, Argonne National Laboratory, \$800,000.

3. Project 57-g-3, transient housing, Argonne National Laboratory, \$533,000.

4. Project 57-g-4, materials testing reactor maintenance shop, National Reactor Testing Station, \$235,000.

(h) PHYSICAL RESEARCH.—

1. Project 57-h-1, permanent research buildings, Oak Ridge National Laboratory, \$5,780,000.

2. Project 57-h-2, physics building, Brookhaven National Laboratory, \$2,140,000.

3. Project 57-h-3, engineering building, Brookhaven National Laboratory, \$1,879,000.

4. Project 57-h-4, engineering service building, University of California Radiation Laboratory, \$1,080,000.

5. Project 57-h-5, cosmotron target area, Brookhaven National Laboratory, \$350,000.

6. Project 57-h-6, eighteen-inch cyclotron building, Brookhaven National Laboratory, \$300,000.

7. Project 57-h-7, addition to heavy ion accelerator building, University of California Radiation Laboratory, \$200,000.

(i) BIOLOGY AND MEDICINE.—

1. Project 57-i-1, reclamation plant and hot laundry, Brookhaven National Laboratory, \$400,000.

(j) COMMUNITY.—

1. Project 57-j-1, real estate development program, Los Alamos, New Mexico, \$359,000.

2. Project 57-j-2, elementary school classrooms, Los Alamos, New Mexico, \$195,000.

(k) ADMINISTRATIVE.—

1. Project 57-k-1, conversion of barracks for Albuquerque Operations Office headquarters, Sandia Base, Albuquerque, New Mexico, \$600,000.

2. Project 57-k-2, renovation of building for technical information services, Oak Ridge, Tennessee, \$517,000.

(l) RAW MATERIALS.—

1. Project 57-L-1, off-site access roads, \$2,873,000.

(m) REACTOR DEVELOPMENT.—

1. Project 57-m-1, purchase of Bettis Field property, \$400,000.

(n) GENERAL PLANT PROJECTS.—\$21,000,000.

LIMITATIONS

SEC. 102. (a) The Commission is authorized to start any project set forth in subsections 101 (a) through 101 (d) only if the currently estimated cost of that project does not exceed by more than 25 per centum the estimated cost set forth for that project.

(b) The Commission is authorized to start any project set forth in subsections 101 (e) through 101 (k) only if the currently estimated cost of that project does not exceed by more than 10 per centum the estimated cost set forth for that project.

(c) The Commission is authorized to start the project set forth in subsection 101 (L) and (m) only if the currently estimated cost of the project does not exceed the estimated cost set forth for that project.

(d) The Commission is authorized to start a project under subsection 101 (n) only if it is in accordance with the following:

1. For community operations, the maximum currently estimated cost of any project shall be \$100,000 and the maximum currently estimated cost of any building included in such project shall be \$10,000.

2. For all other programs, the maximum currently estimated cost of any project shall be \$500,000 and the maximum currently estimated cost of any building included in such a project shall be \$100,000.

3. The total cost of all projects undertaken under subsection 101 (n) shall not exceed the estimated cost set forth in that subsection by more than 10 per centum.

SEC. 103. There are hereby authorized to be appropriated funds for advance planning, construction design, and architectural services, in connection with projects which are not otherwise authorized by law, and the Atomic Energy Commission is authorized to use funds currently or otherwise available to it for such purposes.

Advance planning, etc.

SEC. 104. There are hereby authorized to be appropriated funds necessary to restore or to replace plants or facilities destroyed or otherwise seriously damaged, and the Atomic Energy Commission is authorized to use funds currently or otherwise available to it for such purposes.

Replacement of plants, etc.

Additional sums.

SEC. 105. In addition to the sums authorized to be appropriated to the Atomic Energy Commission by section 101 of this Act, there are hereby authorized to be appropriated to the Atomic Energy Commission to accomplish the purposes of this Act such sums of money as may be currently available to the Atomic Energy Commission.

Substitute projects.

SEC. 106. Funds authorized to be appropriated or otherwise made available by this Act may be used to start any other new project for which an estimate was not included in this Act if it be a substitute for a project authorized in subsections 101 (a), 101 (b), or 101 (f), and the estimated cost thereof is within the limit of cost of the project for which substitution is to be made, and the Commission certifies that—

(a) the project is essential to the common defense and security; and

(b) the new project is required by changes in weapon characteristics or weapon logistic operations;

(c) it is unable to enter into a contract with any person, including a licensee, on terms satisfactory to the Commission to furnish from a privately owned plant or facility the product or services to be provided in the new project.

Approved May 3, 1956.

Public Law 507

CHAPTER 234

AN ACT

May 4, 1956
[H. R. 4047]

Relating to the establishment of public recreation facilities in Alaska, and for other purposes.

Alaska.
Recreation facilities.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior, as an aid in the settlement and development of the Territory of Alaska, for a period of five years after the approval of this Act, is authorized to construct campgrounds and parking areas, including necessary access roads thereto, and other public recreation-area facilities in Alaska and to maintain them pending their transfer to appropriate Territorial agencies and communities: *Provided,* That no lodges, hotels, or other structures providing overnight accommodations for the public shall be constructed pursuant to this Act. Such public recreation facilities may be constructed upon lands under the Secretary's administrative jurisdiction that are not needed for other public purposes. The Secretary is authorized to transfer, upon such terms and conditions as he may consider to be in the public interest, to appropriate Territorial agencies and communities for operation and maintenance such of the aforesaid public facilities and land relating thereto as he shall deem in the public interest.

Appropriations.

SEC. 2. There is hereby authorized to be appropriated the sum of \$100,000 per year for each of the fiscal years ending June 30, 1957, June 30, 1958, June 30, 1959, June 30, 1960, and June 30, 1961.

Approved May 4, 1956.

Public Law 508

CHAPTER 237

AN ACT

May 9, 1956
[H. R. 6162]

To provide for longer terms of office for the justices of the Supreme Court of Hawaii and the circuit courts of Hawaii.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first para-

graph of section 80 of the Hawaiian Organic Act, as amended (48 U. S. C., sec. 633), is amended effective at noon, January 20, 1957, by striking out "That the President shall nominate and, by and with the advice and consent of the Senate, appoint the chief justice and justices of the supreme court, the judges of the circuit courts, who shall hold their respective offices for the term of four years, unless sooner removed by the President" and inserting in lieu thereof the following: "The President shall nominate and, by and with the advice and consent of the Senate, appoint the chief justice and justices of the supreme court, who shall hold office for the term of seven years unless sooner removed by the President, and the judges of the circuit courts, who shall hold office for the term of six years, unless sooner removed by the President".

SEC. 2. The amendment made by this Act shall apply notwithstanding the provisions of section 1864 of the Revised Statutes of the United States (48 U. S. C., sec. 1463a).

Approved May 9, 1956.

31 Stat. 156.

Public Law 509

CHAPTER 238

AN ACT

To permit articles imported from foreign countries for the purpose of exhibition at the International Theatre Equipment Trade Show, New York, New York, to be admitted without payment of tariff, and for other purposes.

May 9, 1956
[H. R. 8942]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any article which is imported from a foreign country for the purpose of exhibition at the International Theatre Equipment Trade Show (hereinafter in this Act referred to as "exposition"), to be held at New York, New York, from September 19 to September 25, 1956, inclusive, by the Theatre Equipment and Supply Manufacturers Association, Incorporated, a corporation, or for use in constructing, installing, or maintaining foreign exhibits at such exposition, upon which there is a tariff or customs duty, shall be admitted without payment of such tariff or customs duty or any fees or charges, under such regulations as the Secretary of the Treasury shall prescribe.

International
Theatre Equipment
Trade Show.
Free entry for
exhibits.

SEC. 2. It shall be lawful at any time during or within three months after the close of such exposition to sell within the area of the exposition any articles provided for herein, subject to such regulations for the security of the revenue and for the collection of import duties as the Secretary of the Treasury shall prescribe. All such articles, when withdrawn for consumption or use in the United States, shall be subject to the duties, if any, imposed upon such articles by the revenue laws in force at the date of their withdrawal; and on such articles which shall have suffered diminution or deterioration from incidental handling or exposure, the duties, if payable, shall be assessed according to the appraised value at the time of withdrawal from entry hereunder for consumption or entry under the general tariff law.

Sale, etc.

SEC. 3. Imported articles provided for herein shall not be subject to any marking requirements of the general tariff laws, except when such articles are withdrawn for consumption or use in the United States, in which case they shall not be released from customs custody until properly marked, but no additional duty shall be assessed because such articles were not sufficiently marked when imported into the United States.

Marking require-
ments.

SEC. 4. At any time within three months after the close of the exposition, any article entered hereunder may be abandoned to the United

Abandonment of
articles.

States or destroyed under customs supervision, whereupon any duties on such articles shall be remitted.

Transfers.

SEC. 5. Articles which have been admitted without payment of duty for exhibition under any tariff law and which have remained in continuous customs custody or under a customs exhibition bond and imported articles in bonded warehouses under the general tariff law may be accorded the privilege of transfer to and entry for exhibition at such exposition, under such regulations as the Secretary of the Treasury shall prescribe.

Payment of customs charges, etc.

SEC. 6. The Theatre Equipment and Supply Manufacturers Association, Incorporated, a corporation, shall be deemed, for customs purposes only, to be the sole consignee of all merchandise imported under the provisions of this Act. The actual and necessary customs charges for labor, services, and other expenses in connection with the entry, examination, appraisement, release, or custody, together with the necessary charge for salaries of customs officers and employees in connection with the supervision, custody of, and accounting for, articles imported under the provisions of this Act, shall be reimbursed by the Theatre Equipment and Supply Manufacturers Association, Incorporated, a corporation, to the United States, under regulations to be prescribed by the Secretary of the Treasury.

46 Stat. 741; 52 Stat. 1087.

Receipts from such reimbursements shall be deposited as refunds to the appropriation from which paid, in the manner provided for in section 524 of the Tariff Act of 1930, as amended (19 U. S. C., sec. 1524).

Approved May 9, 1956.

Public Law 510

CHAPTER 239

May 9, 1956
[H. R. 8334]

AN ACT

To permit the importation, free of duty, of racing shells to be used in connection with preparations for the 1956 Olympic Games.

Racing shells.
66 Stat. 82.
19 USC 1001,
par. 412.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the duty imposed by paragraph 412 of section 1 of the Tariff Act of 1930 shall not apply with respect to any racing shell—

(1) which is entered or withdrawn from warehouse for consumption after December 31, 1955, for the purpose of enabling any athletic team or association in the United States to prepare for competition in the 1956 Olympic Games (including any competition to determine representatives of the United States in the 1956 Olympic Games); and

(2) with respect to which the person so entering or withdrawing has filed with the collector of customs a statement under oath that such entry or withdrawal was for a purpose set forth in clause (1) of this section.

SEC. 2. In the case of any racing shell entered or withdrawn from warehouse for consumption after December 31, 1955, and before the date of the enactment of this Act, the first section of this Act shall apply, but only if the statement required by clause (2) of the first section of this Act is filed within one year after the date of the enactment of this Act. If the liquidation of the entry or withdrawal has become final under section 514 of the Tariff Act of 1930, such entry or withdrawal may be reliquidated and the appropriate refund of duty may be made.

46 Stat. 734.
19 USC 1514.

Approved May 9, 1956.

Public Law 511

CHAPTER 240

AN ACT

To define bank holding companies, control their future expansion, and require divestment of their nonbanking interests.

May 9, 1956
[H. R. 6227]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Bank Holding Company Act of 1956".

Bank Holding
Company Act of
1956.

DEFINITIONS

SEC. 2 (a) "Bank holding company" means any company (1) which directly or indirectly owns, controls, or holds with power to vote, 25 per centum or more of the voting shares of each of two or more banks or of a company which is or becomes a bank holding company by virtue of this Act, or (2) which controls in any manner the election of a majority of the directors of each of two or more banks, or (3) for the benefit of whose shareholders or members 25 per centum or more of the voting shares of each of two or more banks or a bank holding company is held by trustees; and for the purposes of this Act, any successor to any such company shall be deemed to be a bank holding company from the date as of which such predecessor company became a bank holding company. Notwithstanding the foregoing (A) no bank shall be a bank holding company by virtue of its ownership or control of shares in a fiduciary capacity, except where such shares are held for the benefit of the shareholders of such bank, (B) no company shall be a bank holding company which is registered under the Investment Company Act of 1940, and was so registered prior to May 15, 1955 (or which is affiliated with any such company in such manner as to constitute an affiliated company within the meaning of such Act); unless such company (or such affiliated company), as the case may be, directly owns 25 per centum or more of the voting shares of each of two or more banks, (C) no company shall be a bank holding company by virtue of its ownership or control of shares acquired by it in connection with its underwriting of securities and which are held only for such period of time as will permit the sale thereof upon a reasonable basis, (D) no company formed for the sole purpose of participating in a proxy solicitation shall be a bank holding company by virtue of its control of voting rights of shares acquired in the course of such solicitation, and (E) no company shall be a bank holding company if at least 80 per centum of its total assets are composed of holdings in the field of agriculture.

54 Stat. 789.
15 USC 80a-51.

(b) "Company" means any corporation, business trust, association, or similar organization, but shall not include (1) any corporation the majority of the shares of which are owned by the United States or by any State, or (2) any corporation or community chest, fund, or foundation, organized and operated exclusively for religious, charitable, or educational purposes, no part of the net earnings of which inures to the benefit of any private shareholder or individual, and no substantial part of the activities of which is carrying on propaganda, or otherwise attempting to influence legislation, or (3) any partnership.

(c) "Bank" means any national banking association or any State bank, savings bank, or trust company, but shall not include any organization operating under section 25 (a) of the Federal Reserve Act, or any organization which does not do business within the United States. "State member bank" means any State bank which is a member of the Federal Reserve System. "District bank" means any State

41 Stat. 378.
12 USC 611, 612.

"State member
bank",
"District bank".

bank organized or operating under the Code of Law for the District of Columbia.

(d) "Subsidiary", with respect to a specified bank holding company, means (1) any company 25 per centum or more of whose voting shares (excluding shares owned by the United States or by any company wholly owned by the United States) is owned or controlled by such bank holding company; or (2) any company the election of a majority of whose directors is controlled in any manner by such bank holding company; or (3) any company 25 per centum or more of whose voting shares are held by trustees for the benefit of the shareholders or members of such bank holding company.

(e) The term "successor" shall include any company which acquires directly or indirectly from a bank holding company shares of any bank, when and if the relationship between such company and the bank holding company is such that the transaction effects no substantial change in the control of the bank or beneficial ownership of such shares of such bank. The Board may, by regulation, further define the term "successor" to the extent necessary to prevent evasion of the purposes of this Act.

(f) "Board" means the Board of Governors of the Federal Reserve System.

(g) "Agriculture", as used in section 2 (a), includes farming in all its branches including fruitgrowing, dairying, the raising of livestock, bees, fur-bearing animals, or poultry, forestry or lumbering operations, and the production of naval stores, and operations directly related thereto.

ACQUISITION OF BANK SHARES OR ASSETS

SEC. 3. (a) It shall be unlawful except with the prior approval of the Board (1) for any action to be taken which results in a company becoming a bank holding company under section 2 (a) of this Act; (2) for any bank holding company to acquire direct or indirect ownership or control of any voting shares of any bank if, after such acquisition, such company will directly or indirectly own or control more than 5 per centum of the voting shares of such bank; (3) for any bank holding company or subsidiary thereof, other than a bank, to acquire all or substantially all of the assets of a bank; or (4) for any bank holding company to merge or consolidate with any other bank holding company. Notwithstanding the foregoing this prohibition shall not apply to (A) shares acquired by a bank, (i) in good faith in a fiduciary capacity, except where such shares are held for the benefit of the shareholders of such bank, or (ii) in the regular course of securing or collecting a debt previously contracted in good faith, but any shares acquired after the date of enactment of this Act in securing or collecting any such previously contracted debt shall be disposed of within a period of two years from the date on which they were acquired; or (B) additional shares acquired by a bank holding company in a bank in which such bank holding company owned or controlled a majority of the voting shares prior to such acquisition.

(b) Upon receiving from a company any application for approval under this section, the Board shall give notice to the Comptroller of the Currency, if the applicant company or any bank the voting shares or assets of which are sought to be acquired is a national banking association or a District bank, or to the appropriate supervisory authority of the interested State, if the applicant company or any bank the voting shares or assets of which are sought to be acquired is a State bank, and shall allow thirty days within which the views and recommendations of the Comptroller of the Currency or the State

supervisory authority, as the case may be, may be submitted. If the Comptroller of the Currency or the State supervisory authority so notified by the Board disapproves the application in writing within said thirty days, the Board shall forthwith give written notice of that fact to the applicant. Within three days after giving such notice to the applicant, the Board shall notify in writing the applicant and the disapproving authority of the date for commencement of a hearing by it on such application. Any such hearing shall be commenced not less than ten nor more than thirty days after the Board has given written notice to the applicant of the action of the disapproving authority. The length of any such hearing shall be determined by the Board, but it shall afford all interested parties a reasonable opportunity to testify at such hearing. At the conclusion thereof, the Board shall by order grant or deny the application on the basis of the record made at such hearing.

(c) In determining whether or not to approve any acquisition or merger or consolidation under this section, the Board shall take into consideration the following factors: (1) the financial history and condition of the company or companies and the banks concerned; (2) their prospects; (3) the character of their management; (4) the convenience, needs, and welfare of the communities and the area concerned; and (5) whether or not the effect of such acquisition or merger or consolidation would be to expand the size or extent of the bank holding company system involved beyond limits consistent with adequate and sound banking, the public interest, and the preservation of competition in the field of banking.

(d) Notwithstanding any other provision of this section, no application shall be approved under this section which will permit any bank holding company or any subsidiary thereof to acquire, directly or indirectly, any voting shares of, interest in, or all or substantially all of the assets of any additional bank located outside of the State in which such bank holding company maintains its principal office and place of business or in which it conducts its principal operations unless the acquisition of such shares or assets of a State bank by an out-of-State bank holding company is specifically authorized by the statute laws of the State in which such bank is located, by language to that effect and not merely by implication.

INTERESTS IN NONBANKING ORGANIZATIONS

SEC. 4. (a) Except as otherwise provided in this Act, no bank holding company shall—

(1) after the date of enactment of this Act acquire direct or indirect ownership or control of any voting shares of any company which is not a bank, or

(2) after two years from the date of enactment of this Act or from the date as of which it becomes a bank holding company, whichever is later, retain direct or indirect ownership or control of any voting shares of any company which is not a bank or a bank holding company or engage in any business other than that of banking or of managing or controlling banks or of furnishing services to or performing services for any bank of which it owns or controls 25 per centum or more of the voting shares.

The Board is authorized, upon application by a bank holding company, to extend the period referred to in paragraph (2) above from time to time as to such bank holding company for not more than one year at a time if, in its judgment, such an extension would not be detrimental to the public interest, but no such extensions shall extend beyond a date

five years after the date of enactment of this Act or five years after the date as of which a company becomes a bank holding company, whichever is later.

(b) After two years from the date of enactment of this Act, no certificate evidencing shares of any bank holding company shall bear any statement purporting to represent shares of any other company except a bank or a bank holding company, nor shall the ownership, sale, or transfer of shares of any bank holding company be conditioned in any manner whatsoever upon the ownership, sale, or transfer of shares of any other company except a bank or a bank holding company.

Nonapplicability
of prohibitions.

(c) The prohibitions in this section shall not apply—

(1) to shares owned or acquired by a bank holding company in any company engaged solely in holding or operating properties used wholly or substantially by any bank with respect to which it is a bank holding company in its operations or acquired for such future use or engaged solely in conducting a safe deposit business, or solely in the business of furnishing services to or performing services for such holding company and banks with respect to which it is a bank holding company, or in liquidating assets acquired from such bank holding company and such banks;

(2) to shares acquired by a bank holding company which is a bank, or by any banking subsidiary of a bank holding company, in satisfaction of a debt previously contracted in good faith, but such bank holding company or such subsidiaries shall dispose of such shares within a period of two years from the date on which they were acquired or from the date of enactment of this Act, whichever is later;

(3) to shares acquired by a bank holding company from any of its subsidiaries which subsidiary has been requested to dispose of such shares by any Federal or State authority having statutory power to examine such subsidiary, but such bank holding company shall dispose of such shares within a period of two years from the date on which they were acquired or from the date of enactment of this Act, whichever is later;

(4) to shares which are held or acquired by a bank holding company which is a bank or by any banking subsidiary of a bank holding company, in good faith in a fiduciary capacity, except where such shares are held for the benefit of the shareholders of such bank holding company or any of its subsidiaries, or to shares which are of the kinds and amounts eligible for investment by National banking associations under the provisions of section 5136 of the Revised Statutes, or to shares lawfully acquired and owned prior to the date of enactment of this Act by a bank which is a bank holding company, or by any of its wholly owned subsidiaries;

(5) to shares of any company which are held or acquired by a bank holding company which do not include more than 5 per centum of the outstanding voting securities of such company, and do not have a value greater than 5 per centum of the value of the total assets of the bank holding company, or to the ownership by a bank holding company of shares, securities, or obligations of an investment company which is not a bank holding company and which is not engaged in any business other than investing in securities, which securities do not include more than 5 per centum of the outstanding voting securities of any company and do not include any single asset having a value greater than 5 per centum of the value of the total assets of the bank holding company;

(6) to shares of any company all the activities of which are of a financial, fiduciary, or insurance nature and which the Board after due notice and hearing, and on the basis of the record made at such hearing, by order has determined to be so closely related to the business of banking or of managing or controlling banks as to be a proper incident thereto and as to make it unnecessary for the prohibitions of this section to apply in order to carry out the purposes of this Act;

(7) to any bank holding company which is a labor, agricultural, or horticultural organization and which is exempt from taxation under section 501 of the Internal Revenue Code of 1954; or

(8) to shares held or acquired by a bank holding company in any company which is organized under the laws of a foreign country and which is engaged principally in the banking business outside the United States.

68A Stat. 163.
26 USC 501.

ADMINISTRATION

SEC. 5. (a) Within one hundred and eighty days after the date of enactment of this Act, or within one hundred and eighty days after becoming a bank holding company, whichever is later, each bank holding company shall register with the Board on forms prescribed by the Board, which shall include such information with respect to the financial condition and operations, management, and intercompany relationships of the bank holding company and its subsidiaries, and related matters, as the Board may deem necessary or appropriate to carry out the purposes of this Act. The Board may, in its discretion, extend the time within which a bank holding company shall register and file the requisite information.

(b) The Board is authorized to issue such regulations and orders as may be necessary to enable it to administer and carry out the purposes of this Act and prevent evasions thereof.

(c) The Board from time to time may require reports under oath to keep it informed as to whether the provisions of this Act and such regulations and orders issued thereunder have been complied with; and the Board may make examinations of each bank holding company and each subsidiary thereof, the cost of which shall be assessed against, and paid by, such holding company. The Board shall, as far as possible, use the reports of examinations made by the Comptroller of the Currency, the Federal Deposit Insurance Corporation, or the appropriate State bank supervisory authority for the purposes of this section.

(d) Before the expiration of two years following the date of enactment of this Act, and each year thereafter in the Board's annual report to the Congress, the Board shall report to the Congress the results of the administration of this Act, stating what, if any, substantial difficulties have been encountered in carrying out the purposes of this Act, and any recommendations as to changes in the law which in the opinion of the Board would be desirable.

Report to Congress.

BORROWING BY BANK HOLDING COMPANY OR ITS SUBSIDIARIES

SEC. 6. (a) From and after the date of enactment of this Act, it shall be unlawful for a bank—

(1) to invest any of its funds in the capital stock, bonds, debentures, or other obligations of a bank holding company of which it is a subsidiary, or of any other subsidiary of such bank holding company;

(2) to accept the capital stock, bonds, debentures, or other obligations of a bank holding company of which it is a subsidiary or any other subsidiary of such bank holding company, as collateral

security for advances made to any person or company: *Provided, however,* That any bank may accept such capital stock, bonds, debentures, or other obligations as security for debts previously contracted, but such collateral shall not be held for a period of over two years;

(3) to purchase securities, other assets or obligations under repurchase agreement from a bank holding company of which it is a subsidiary or any other subsidiary of such bank holding company; and

(4) to make any loan, discount or extension of credit to a bank holding company of which it is a subsidiary or to any other subsidiary of such bank holding company.

Non-interest-bearing deposits to the credit of a bank shall not be deemed to be a loan or advance to the bank of deposit, nor shall the giving of immediate credit to a bank upon uncollected items received in the ordinary course of business be deemed to be a loan or advance to the depositing bank.

(b) The provisions of this section shall not apply (1) to the capital stock, bonds, debentures, or other obligations of any company described in section 4 (c) (1) of this Act, or (2) to any company whose subsidiary status has arisen out of a bona fide debt to the bank contracted prior to the date of the creation of such status, or (3) to any company whose subsidiary status exists by reason of the ownership or control of voting shares thereof by the bank as executor, administrator, trustee, receiver, agent, or depository, or in any other fiduciary capacity, except where such shares are held for the benefit of all or a majority of the stockholders of such bank.

Ante, p. 136.

RESERVATION OF RIGHTS TO STATES

SEC. 7. The enactment by the Congress of the Bank Holding Company Act of 1956 shall not be construed as preventing any State from exercising such powers and jurisdiction which it now has or may hereafter have with respect to banks, bank holding companies, and subsidiaries thereof.

PENALTIES

SEC. 8. Any company which willfully violates any provision of this Act, or any regulation or order issued by the Board pursuant thereto, shall upon conviction be fined not more than \$1,000 for each day during which the violation continues. Any individual who willfully participates in a violation of any provision of this Act shall upon conviction be fined not more than \$10,000 or imprisoned not more than one year, or both. Every officer, director, agent, and employee of a bank holding company shall be subject to the same penalties for false entries in any book, report, or statement of such bank holding company as are applicable to officers, directors, agents, and employees of member banks for false entries in any books, reports, or statements of member banks under section 1005 of title 18, United States Code.

62 Stat. 750.

JUDICIAL REVIEW

SEC. 9. Any party aggrieved by an order of the Board under this Act may obtain a review of such order in the United States Court of Appeals within any circuit wherein such party has its principal place of business, or in the Court of Appeals in the District of Columbia, by filing in the court, within sixty days after the entry of the Board's order, a petition praying that the order of the Board be set aside. A copy of such petition shall be forthwith served upon the

Board, and thereupon the Board shall certify and file in the court a transcript of the record made before the Board. Upon the filing of the transcript the court shall have jurisdiction to affirm, set aside, or modify the order of the Board and to require the Board to take such action with regard to the matter under review as the court deems proper. The findings of the Board as to the facts, if supported by substantial evidence, shall be conclusive.

AMENDMENTS TO INTERNAL REVENUE CODE OF 1954

SEC. 10. (a) Subchapter O of chapter 1 of the Internal Revenue Code of 1954 is amended by adding at the end thereof the following new part:

68A Stat. 295.
26 USC 1001-
1091.

“PART VIII—DISTRIBUTIONS PURSUANT TO BANK HOLDING COMPANY ACT OF 1956

“Sec. 1101. Distributions pursuant to Bank Holding Company Act of 1956.

“Sec. 1102. Special rules.

“Sec. 1103. Definitions.

“SEC. 1101. DISTRIBUTIONS PURSUANT TO BANK HOLDING COMPANY ACT OF 1956.

“(a) DISTRIBUTIONS OF CERTAIN NON-BANKING PROPERTY.—

“(1) DISTRIBUTIONS OF PROHIBITED PROPERTY.—If—

“(A) a qualified bank holding corporation distributes prohibited property (other than stock received in an exchange to which subsection (c) (2) applies)—

“(i) to a shareholder (with respect to its stock held by such shareholder), without the surrender by such shareholder of stock in such corporation; or

“(ii) to a shareholder, in exchange for its preferred stock; or

“(iii) to a security holder, in exchange for its securities; and

“(B) the Board has, before the distribution, certified that the distribution of such prohibited property is necessary or appropriate to effectuate section 4 of the Bank Holding Company Act of 1956,

Ante, p. 135.

then no gain to the shareholder or security holder from the receipt of such property shall be recognized.

“(2) DISTRIBUTIONS OF STOCK AND SECURITIES RECEIVED IN AN EXCHANGE TO WHICH SUBSECTION (C) (2) APPLIES.—If—

“(A) a qualified bank holding corporation distributes—

“(i) common stock received in an exchange to which subsection (c) (2) applies to a shareholder (with respect to its stock held by such shareholder), without the surrender by such shareholder of stock in such corporation; or

“(ii) common stock received in an exchange to which subsection (c) (2) applies to a shareholder, in exchange for its common stock; or

“(iii) preferred stock or common stock received in an exchange to which subsection (c) (2) applies to a shareholder, in exchange for its preferred stock; or

“(iv) securities or preferred or common stock received in an exchange to which subsection (c) (2) applies to a security holder, in exchange for its securities; and

“(B) any preferred stock received has substantially the same terms as the preferred stock exchanged, and any securi-

ties received have substantially the same terms as the securities exchanged,

then, except as provided in subsection (f), no gain to the shareholder or security holder from the receipt of such stock or such securities or such stock and securities shall be recognized.

"(3) NON PRO RATA DISTRIBUTIONS.—Paragraphs (1) and (2) shall apply to a distribution whether or not the distribution is pro rata with respect to all of the shareholders of the distributing qualified bank holding corporation.

"(4) EXCEPTION.—This subsection shall not apply to any distribution by a corporation which has made any distribution pursuant to subsection (b).

"(5) DISTRIBUTIONS INVOLVING GIFT OR COMPENSATION.—

"In the case of a distribution to which paragraph (1) or (2) applies, but which—

"(A) results in a gift, see section 2501, and following, or

"(B) has the effect of the payment of compensation, see section 61 (a) (1).

68A Stat. 403.

26 USC 2501.

26 USC 61.

"(b) CORPORATION CEASING TO BE A BANK HOLDING COMPANY.—

"(1) DISTRIBUTIONS OF PROPERTY WHICH CAUSE A CORPORATION TO BE A BANK HOLDING COMPANY.—If—

"(A) a qualified bank holding corporation distributes property (other than stock received in an exchange to which subsection (c) (3) applies)—

"(i) to a shareholder (with respect to its stock held by such shareholder), without the surrender by such shareholder of stock in such corporation; or

"(ii) to a shareholder, in exchange for its preferred stock; or

"(iii) to a security holder, in exchange for its securities; and

"(B) the Board has, before the distribution, certified that—

"(i) such property is all or part of the property by reason of which such corporation controls (within the meaning of section 2 (a) of the Bank Holding Company Act of 1956) a bank or bank holding company, or such property is part of the property by reason of which such corporation did control a bank or a bank holding company before any property of the same kind was distributed under this subsection or exchanged under subsection (c) (3); and

"(ii) the distribution is necessary or appropriate to effectuate the policies of such Act,

then no gain to the shareholder or security holder from the receipt of such property shall be recognized.

"(2) DISTRIBUTIONS OF STOCK AND SECURITIES RECEIVED IN AN EXCHANGE TO WHICH SUBSECTION (c) (3) APPLIES.—If—

"(A) a qualified bank holding corporation distributes—

"(i) common stock received in an exchange to which subsection (c) (3) applies to a shareholder (with respect to its stock held by such shareholder), without the surrender by such shareholder of stock in such corporation; or

"(ii) common stock received in an exchange to which subsection (c) (3) applies to a shareholder, in exchange for its common stock; or

Ante, p. 133.

“(iii) preferred stock or common stock received in an exchange to which subsection (c) (3) applies to a shareholder, in exchange for its preferred stock; or

“(iv) securities or preferred or common stock received in an exchange to which subsection (c) (3) applies to a security holder, in exchange for its securities; and

“(B) any preferred stock received has substantially the same terms as the preferred stock exchanged, and any securities received have substantially the same terms as the securities exchanged,

then, except as provided in subsection (f), no gain to the shareholder or security holder from the receipt of such stock or such securities or such stock and securities shall be recognized.

“(3) NON PRO RATA DISTRIBUTIONS.—Paragraphs (1) and (2) shall apply to a distribution whether or not the distribution is pro rata with respect to all of the shareholders of the distributing qualified bank holding corporation.

“(4) EXCEPTION.—This subsection shall not apply to any distribution by a corporation which has made any distribution pursuant to subsection (a).

“(5) DISTRIBUTIONS INVOLVING GIFT OR COMPENSATION.—

“In the case of a distribution to which paragraph (1) or (2) applies, but which—

“(A) results in a gift, see section 2501, and following, or

“(B) has the effect of the payment of compensation, see section 61 (a) (1).

68A Stat. 403.
26 USC 2501.
26 USC 61.

“(c) PROPERTY ACQUIRED AFTER MAY 15, 1955.—

“(1) IN GENERAL.—Except as provided in paragraphs (2) and (3), subsection (a) or (b) shall not apply to—

“(A) any property acquired by the distributing corporation after May 15, 1955, unless (i) gain to such corporation with respect to the receipt of such property was not recognized by reason of subsection (a) or (b), or (ii) such property was received by it in exchange for all of its stock in an exchange to which paragraph (2) or (3) applies, or (iii) such property was acquired by the distributing corporation in a transaction in which gain was not recognized under section 305 (a) or section 332, or under section 354 with respect to a reorganization described in section 368 (a) (1) (E) or (F), or

26 USC 305, 332,
354, 368.

“(B) any property which was acquired by the distributing corporation in a distribution with respect to stock acquired by such corporation after May 15, 1955, unless such stock was acquired by such corporation (i) in a distribution (with respect to stock held by it on May 15, 1955, or with respect to stock in respect of which all previous applications of this clause are satisfied) with respect to which gain to it was not recognized by reason of subsection (a) or (b), or (ii) in exchange for all of its stock in an exchange to which paragraph (2) or (3) applies, or (iii) in a transaction in which gain was not recognized under section 305 (a) or section 332, or under section 354 with respect to a reorganization described in section 368 (a) (1) (E) or (F), or

“(C) any property acquired by the distributing corporation in a transaction in which gain was not recognized under section 332, unless such property was acquired from a corporation which, if it had been a qualified bank holding corporation, could have distributed such property under subsection (a) (1) or (b) (1).

“(2) EXCHANGES INVOLVING PROHIBITED PROPERTY.—If—

“(A) Any qualified bank holding corporation exchanges (i) property, which, under subsection (a) (1), such corporation could distribute directly to its shareholders or security holders without the recognition of gain to such shareholders or security holders, and other property (except property described in subsection (b) (1) (B) (i)), for (ii) all of the stock of a second corporation created and availed of solely for the purpose of receiving such property;

“(B) immediately after the exchange, the qualified bank holding corporation distributes all of such stock in a manner prescribed in subsection (a) (2) (A); and

“(C) before such exchange, the Board has certified (with respect to the property exchanged which consists of property which, under subsection (a) (1), such corporation could distribute directly to its shareholders or security holders without the recognition of gain) that the exchange and distribution are necessary or appropriate to effectuate section 4 of the Bank Holding Company Act of 1956,

then paragraph (1) shall not apply with respect to such distribution.

“(3) EXCHANGES INVOLVING INTERESTS IN BANKS.—If—

“(A) any qualified bank holding corporation exchanges (i) property which, under subsection (b) (1), such corporation could distribute directly to its shareholders or security holders without the recognition of gain to such shareholders or security holders, and other property (except prohibited property), for (ii) all of the stock of a second corporation created and availed of solely for the purpose of receiving such property;

“(B) immediately after the exchange, the qualified bank holding corporation distributes all of such stock in a manner prescribed in subsection (b) (2) (A); and

“(C) before such exchange, the Board has certified (with respect to the property exchanged which consists of property which, under subsection (b) (1), such corporation could distribute directly to its shareholders or security holders without the recognition of gain) that—

“(i) such property is all or part of the property by reason of which such corporation controls (within the meaning of section 2 (a) of the Bank Holding Company Act of 1956) a bank or bank holding company, or such property is part of the property by reason of which such corporation did control a bank or a bank holding company before any property of the same kind was distributed under subsection (b) (1) or exchanged under this paragraph; and

“(ii) the exchange and distribution are necessary or appropriate to effectuate the policies of such Act,

then paragraph (1) shall not apply with respect to such distribution.

“(d) DISTRIBUTIONS TO AVOID FEDERAL INCOME TAX.—

“(1) PROHIBITED PROPERTY.—Subsection (a) shall not apply to a distribution if, in connection with such distribution, the distributing corporation retains, or transfers after May 15, 1955, to any corporation, property (other than prohibited property) as part of a plan one of the principal purposes of which is the distribution of the earnings and profits of any corporation.

“(2) BANKING PROPERTY.—Subsection (b) shall not apply to a distribution if, in connection with such distribution, the dis-

Ante, p. 135.

Ante, p. 133.

tributing corporation retains, or transfers after May 15, 1955, to any corporation, property (other than property described in subsection (b) (1) (B) (i)) as part of a plan one of the principal purposes of which is the distribution of the earnings and profits of any corporation.

“(3) CERTAIN CONTRIBUTIONS TO CAPITAL.—In the case of a distribution a portion of which is attributable to a transfer which is a contribution to the capital of a corporation, made after May 15, 1955, and prior to the date of the enactment of this part, if subsection (a) or (b) would apply to such distribution but for the fact that, under paragraph (1) or (2) (as the case may be) of this subsection, such contribution to capital is part of a plan one of the principal purposes of which is to distribute the earnings and profits of any corporation, then, notwithstanding paragraph (1) or (2), subsection (a) or (b) (as the case may be) shall apply to that portion of such distribution not attributable to such contribution to capital, and shall not apply to that portion of such distribution attributable to such contribution to capital.

“(e) FINAL CERTIFICATION.—

“(1) FOR SUBSECTION (a).—Subsection (a) shall not apply with respect to any distribution by a corporation unless the Board certifies that, before the expiration of the period permitted under section 4 (a) of the Bank Holding Company Act of 1956 (including any extensions thereof granted to such corporation under such section 4 (a)), the corporation has disposed of all the property the disposition of which is necessary or appropriate to effectuate section 4 of such Act (or would have been so necessary or appropriate if the corporation had continued to be a bank holding company).

Ante, p. 135.

“(2) FOR SUBSECTION (b).—

“(A) Subsection (b) shall not apply with respect to any distribution by any corporation unless the Board certifies that, before the expiration of the period specified in subparagraph (B), the corporation has ceased to be a bank holding company.

“(B) The period referred to in subparagraph (A) is the period which expires 2 years after the date of the enactment of this part or 2 years after the date on which the corporation becomes a bank holding company, whichever date is later. The Board is authorized, on application by any corporation, to extend such period from time to time with respect to such corporation for not more than one year at a time if, in its judgment, such an extension would not be detrimental to the public interest; except that such period may not in any case be extended beyond the date 5 years after the date of the enactment of this part or 5 years after the date on which the corporation becomes a bank holding company, whichever date is later.

“(f) CERTAIN EXCHANGES OF SECURITIES.—In the case of an exchange described in subsection (a) (2) (A) (iv) or subsection (b) (2) (A) (iv), subsection (a) or subsection (b) (as the case may be) shall apply only to the extent that the principal amount of the securities received does not exceed the principal amount of the securities exchanged.

“SEC. 1102. SPECIAL RULES.

“(a) BASIS OF PROPERTY ACQUIRED IN DISTRIBUTIONS.—If, by reason of section 1101, gain is not recognized with respect to the receipt of any property, then, under regulations prescribed by the Secretary or his delegate—

Ante, p. 139.

"(1) if the property is received by a shareholder with respect to stock, without the surrender by such shareholder of stock, the basis of the property received and of the stock with respect to which it is distributed shall, in the distributee's hands, be determined by allocating between such property and such stock the adjusted basis of such stock; or

"(2) if the property is received by a shareholder in exchange for stock or by a security holder in exchange for securities, the basis of the property received shall, in the distributee's hands, be the same as the adjusted basis of the stock or securities exchanged, increased by—

"(A) the amount of the property received which was treated as a dividend, and

"(B) the amount of gain to the taxpayer recognized on the property received (not including any portion of such gain which was treated as a dividend).

68A Stat. 803.
26 USC 6501.

"(b) PERIODS OF LIMITATION.—The periods of limitation provided in section 6501 (relating to limitations on assessment and collection) shall not expire, with respect to any deficiency (including interest and additions to the tax) resulting solely from the receipt of property by shareholders in a distribution which is certified by the Board under subsection (a), (b), or (c) of section 1101, until five years after the distributing corporation notifies the Secretary or his delegate (in such manner and with such accompanying information as the Secretary or his delegate may by regulations prescribe) that the period (including extensions thereof) prescribed in section 4 (a) of the Bank Holding Company Act of 1956, or section 1101 (e) (2) (B), whichever is applicable, has expired; and such assessment may be made notwithstanding any provision of law or rule of law which would otherwise prevent such assessment.

Ante, p. 135.
Ante, p. 143.

"(c) ALLOCATION OF EARNINGS AND PROFITS.—

Ante, p. 139.

"(1) DISTRIBUTION OF STOCK IN A CONTROLLED CORPORATION.—In the case of a distribution by a qualified bank holding corporation under section 1101 (a) (1) or (b) (1) of stock in a controlled corporation, proper allocation with respect to the earnings and profits of the distributing corporation and the controlled corporation shall be made under regulations prescribed by the Secretary or his delegate.

Ante, p. 142.

"(2) EXCHANGES DESCRIBED IN SECTION 1101 (c) (2) OR (3).—In the case of any exchange described in section 1101 (c) (2) or (3), proper allocation with respect to the earnings and profits of the corporation transferring the property and the corporation receiving such property shall be made under regulations prescribed by the Secretary or his delegate.

"(3) DEFINITION OF CONTROLLED CORPORATION.—For purposes of paragraph (1), the term 'controlled corporation' means a corporation with respect to which at least 80 percent of the total combined voting power of all classes of stock entitled to vote and at least 80 percent of the total number of shares of all other classes of stock is owned by the distributing qualified bank holding corporation.

"(d) ITEMIZATION OF PROPERTY.—In any certification under this part, the Board shall make such specification and itemization of property as may be necessary to carry out the provisions of this part.

"SEC. 1103. DEFINITIONS.

Ante, p. 133.

"(a) BANK HOLDING COMPANY.—For purposes of this part, the term 'bank holding company' has the meaning assigned to such term by section 2 of the Bank Holding Company Act of 1956.

“(b) QUALIFIED BANK HOLDING CORPORATION.—

“(1) IN GENERAL.—Except as provided in paragraph (2), for purposes of this part the term ‘qualified bank holding corporation’ means any corporation (as defined in section 7701 (a) (3)) which is a bank holding company and which holds prohibited property acquired by it—

68A Stat. 911.
26 USC 7701.

“(A) on or before May 15, 1955,

“(B) in a distribution in which gain to such corporation with respect to the receipt of such property was not recognized by reason of subsection (a) or (b) of section 1101, or

Ante, p. 139.

“(C) in exchange for all of its stock in an exchange described in section 1101 (c) (2) or (c) (3).

Ante, p. 142.

“(2) LIMITATIONS.—

“(A) A bank holding company shall not be a qualified bank holding corporation, unless it would have been a bank holding company on May 15, 1955, if the Bank Holding Company Act of 1956 had been in effect on such date, or unless it is a bank holding company determined solely by reference to—

“(i) property acquired by it on or before May 15, 1955,

“(ii) property acquired by it in a distribution in which gain to such corporation with respect to the receipt of such property was not recognized by reason of subsection (a) or (b) of section 1101, and

Ante, p. 139.

“(iii) property acquired by it in exchange for all of its stock in an exchange described in section 1101 (c) (2) or (3).

Ante, p. 142.

“(B) A bank holding company shall not be a qualified bank holding corporation by reason of property described in subparagraph (B) of paragraph (1) or clause (ii) of subparagraph (A) of this paragraph, unless such property was acquired in a distribution with respect to stock, which stock was acquired by such bank holding company—

“(i) on or before May 15, 1955,

“(ii) in a distribution (with respect to stock held by it on May 15, 1955, or with respect to stock in respect of which all previous applications of this clause are satisfied) with respect to which gain to it was not recognized by reason of subsection (a) or (b) of section 1101, or

Ante, p. 139.

“(iii) in exchange for all of its stock in an exchange described in section 1101 (c) (2) or (3).

Ante, p. 142.

“(C) A corporation shall be treated as a qualified bank holding corporation only if the Board certifies that it satisfies the foregoing requirements of this subsection.

“(c) PROHIBITED PROPERTY.—For purposes of this part, the term ‘prohibited property’ means, in the case of any bank holding company, property (other than nonexempt property) the disposition of which would be necessary or appropriate to effectuate section 4 of the Bank Holding Company Act of 1956 if such company continued to be a bank holding company beyond the period (including any extensions thereof) specified in subsection (a) of such section or in section 1101 (e) (2) (B) of this part, as the case may be. The term ‘prohibited property’ does not include shares of any company held by a bank holding company to the extent that the prohibitions of section 4 of the Bank Holding Company Act of 1956 do not apply to the ownership by such bank holding company of such property by reason of subsection (c) (5) of such section.

Ante, p. 135.

“Prohibited property”.

“(d) NONEXEMPT PROPERTY.—For purposes of this part, the term ‘nonexempt property’ means—

“(1) obligations (including notes, drafts, bills of exchange, and bankers’ acceptances) having a maturity at the time of issuance of not exceeding 24 months, exclusive of days of grace;

“(2) securities issued by or guaranteed as to principal or interest by a government or subdivision thereof or by any instrumentality of a government or subdivision; or

“(3) money, and the right to receive money not evidenced by a security or obligation (other than a security or obligation described in paragraph (1) or (2)).

“(e) BOARD.—For purposes of this part, the term ‘Board’ means the Board of Governors of the Federal Reserve System.”

68A Stat. 295.
26 USC 1001-
1091.

(b) The table of parts for subchapter O of chapter 1 of the Internal Revenue Code of 1954 is amended by adding at the end thereof the following:

“Part VIII. Distributions pursuant to Bank Holding Company Act of 1956.”

(c) The amendments made by this section shall apply with respect to taxable years ending after the date of the enactment of this Act.

SAVING PROVISION

SEC. 11. Nothing herein contained shall be interpreted or construed as approving any act, action, or conduct which is or has been or may be in violation of existing law, nor shall anything herein contained constitute a defense to any action, suit, or proceeding pending or hereafter instituted on account of any prohibited antitrust or monopolistic act, action, or conduct.

SEPARABILITY OF PROVISIONS

SEC. 12. If any provision of this Act, or the application of such provision to any person or circumstance, shall be held invalid, the remainder of the Act, and the application of such provision to persons or circumstances other than those to which it is held invalid, shall not be affected thereby.

Approved May 9, 1956.

Public Law 512

CHAPTER 241

AN ACT

May 9, 1956
[H. R. 6573]

To authorize renewals of a lease of the Annette Island Airport to the United States.

Annette Island
Airport, Alaska.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Congress of the United States hereby approves the extension, from year to year, until June 30, 1999, of a lease of certain land comprising part of Annette Island, Alaska, for use by the Civil Aeronautics Administration as an airport, entered into by the United States of America and the Council of the Annette Island Reserve on December 13, 1948, section 5 of which lease provides that no renewal thereof shall extend beyond June 30, 1959, unless approved by Congress.

Approved May 9, 1956.

Public Law 513

CHAPTER 242

AN ACT

May 9, 1956
[H. R. 8959]

To permit articles imported from foreign countries for the purpose of exhibition at the International Photographic Exposition, to be held at Washington, District of Columbia, to be admitted without payment of tariff, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any article which is imported from a foreign country for the purpose of exhibition at the International Photographic Exposition (hereinafter in this Act referred to as the "exposition"), to be held at Washington, District of Columbia, from March 18 to April 4, 1957, inclusive, by the Master Photo Dealers and Finishers Association, a nonprofit membership corporation (hereinafter in this Act referred to as the "association"), or for use in constructing, installing, or maintaining foreign exhibits at the exposition, upon which article there is a tariff or customs duty, shall be admitted without payment of such tariff or customs duty or any fees or charges under such regulations as the Secretary of the Treasury shall prescribe.

International
Photographic
Exposition.
Free entry for
exhibits.

SEC. 2. It shall be lawful at any time during or within three months after the close of the exposition to sell within the area of the exposition any articles provided for in this Act, subject to such regulations for the security of the revenue and for the collection of import duties as the Secretary of the Treasury shall prescribe. All such articles, when withdrawn for consumption or use in the United States, shall be subject to the duties, if any, imposed upon such articles by the revenue laws in force at the date of their withdrawal; and on such articles which shall have suffered diminution or deterioration from incidental handling or exposure, the duties, if payable, shall be assessed according to the appraised value at the time of withdrawal from entry under this Act for consumption or entry under the general tariff law.

Sale, etc.

SEC. 3. Imported articles provided for in this Act shall not be subject to any marking requirements of the general tariff laws, except when such articles are withdrawn for consumption or use in the United States, in which case they shall not be released from customs custody until properly marked, but no additional duty shall be assessed because such articles were not sufficiently marked when imported into the United States.

Marking require-
ments.

SEC. 4. At any time during or within three months after the close of the exposition, any article entered under this Act may be abandoned to the United States or destroyed under customs supervision, whereupon any duties on such articles shall be remitted.

Abandonment of
articles.

SEC. 5. Articles which have been admitted without payment of duty for exhibition under any tariff law and which have remained in continuous customs custody or under a customs exhibition bond and imported articles in bonded warehouses under the general tariff law may be accorded the privilege of transfer to and entry for exhibition at the exposition under such regulations as the Secretary of the Treasury shall prescribe.

Transfers.

SEC. 6. The association shall be deemed, for customs purposes only, to be the sole consignee of all merchandise imported under this Act. The actual and necessary customs charges for labor, services, and other expenses in connection with the entry, examination, appraisement, release, or custody, together with the necessary charges for salaries of customs officers and employees in connection with the supervision, custody of, and accounting for, articles imported under this Act, shall be reimbursed by the association to the United States under

Payment of
customs charges,
etc.

46 Stat. 471; 52
Stat. 1087.

regulations to be prescribed by the Secretary of the Treasury. Receipts from such reimbursement shall be deposited as refunds to the appropriation from which paid, in the manner provided for in section 524 of the Tariff Act of 1930, as amended (19 U. S. C. 1524).
Approved May 9, 1956.

Public Law 514

CHAPTER 243

May 9, 1956
[H. R. 9078]

AN ACT

To provide that the authorized strength of the Metropolitan Police force of the District of Columbia shall be not less than two thousand five hundred officers and members.

D. C. Police
Department.
Increase to 2,500
members.
31 Stat. 819.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That paragraph 3 of the first section of the Act entitled "An Act relating to the Metropolitan Police of the District of Columbia", approved February 28, 1901 (D. C. Code, sec. 4-106), is amended by adding at the end thereof the following new sentence: "The Metropolitan Police force shall consist of not less than two thousand five hundred officers and members, in addition to the persons appointed as surgeons for the Metropolitan Police force, appointed as police matrons, or appointed as special privates pursuant to sections 378 and 379 of the Revised Statutes of the United States relating to the District of Columbia, approved June 22, 1874 (D. C. Code, sec. 4-133), and in addition to any retired officer or member of the Metropolitan Police force called back into service pursuant to section 12 of the Act entitled 'An Act making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and seventeen, and for other purposes', approved September 1, 1916 (D. C. Code, sec. 4-514)."

39 Stat. 720.

Approved May 9, 1956.

Public Law 515

CHAPTER 247

May 10, 1956
[H. R. 4118]

AN ACT

To amend section 606 (5) of the Merchant Marine Act, 1936, relating to the computation of the 10-year recapture period.

Merchant Marine
Act, amendment.
49 Stat. 2004.

Recapture
period.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subdivision (5) of section 606 of the Merchant Marine Act, 1936, as amended (46 U. S. C. 1176), is amended to read as follows:

"(5) that when at the end of any ten-year period during which an operating-differential subsidy has been paid under a contract or consecutive contracts (such period to be computed from the end of the operator's last completed recapture period regardless of its duration, or from the beginning of subsidized operations if the operator has not previously completed a recapture period), or when prior to the end of such ten-year period subsidized operations shall be finally terminated, if the net profit of the contractor on his subsidized vessels and services incident thereto during such period or time (without regard to capital gains and capital losses), after deduction of depreciation charges based upon a life expectancy of the subsidized vessels determined as provided in section 607 (b), has averaged more than 10 per centum per annum upon the contractor's capital investment necessarily employed in

46 USC 1177.

the operation of the subsidized vessels, services, routes, and lines, the contractor shall pay to the United States an amount equal to one-half of such profits in excess of 10 per centum per annum as partial or complete reimbursement for operating-differential subsidy payments received by the contractor for such recapture period, but the amount of excessive profit so recaptured shall not in any case exceed the amount of the operating-differential subsidy payments theretofore made to the contractor for such period under such contract or consecutive contracts and the repayment of such reimbursement to the Commission shall be subject to the provisions of section 607;"

SEC. 2. Each operating-differential subsidy contract in force on the date of enactment of this Act shall, if the subsidized contractor consents, be amended to conform to the provisions of section 606 of the Merchant Marine Act, 1936, as amended by section 1 of this Act.

Amendment of
contracts.

Approved May 10, 1956.

Public Law 516

CHAPTER 248

AN ACT

To authorize the Territory of Alaska to incur indebtedness, and for other purposes.

May 10, 1956
[H. R. 4781]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Territory of Alaska is authorized and empowered, notwithstanding any provision of the Organic Act of Alaska or any other Act of Congress to the contrary, to borrow on the credit of the Territory from time to time such sums as may be necessary for constructing, altering, equipping, or acquiring public improvements including, but without limitation, schools, hospitals, colleges, offices, prisons, and other public buildings, and roads, water and sewer systems, wharves, docks, bridges, and other public facilities, and to issue bonds of the Territory for such borrowings. Such bonds shall be issued only by authorization of the Territorial legislature, shall bear such rates of interest as may be authorized by the law under which the bonds are issued, and shall be sold for not less than their principal amount plus accrued interest. The principal amount of such bonds outstanding at any one time shall not exceed \$20,000,000. The faith of the Territory shall be solemnly pledged to the payment of all such bonds according to their terms.

Alaska.
Public-improvement
bonds.

SEC. 2. No such bonded debt shall be contracted unless it shall be authorized by Territorial law for one or more public improvements, which shall be distinctly specified in such law. No such bonded debt shall be contracted for a period longer than the probable life of the works of improvement for which the debt is to be contracted nor, in any event, for a period longer than thirty years. A determination of such probable life provided by either a special or general law of the Territory in effect at the time the debt is contracted shall be conclusive.

SEC. 3. The bonds provided for in this Act shall be serial bonds the maturities of which shall be so scheduled as to provide for the payment of the principal of each issue of bonds in annual installments, which need not be equal. The earliest-maturing bonds of each issue shall become payable not more than three years from the date of the issue, and the latest-maturing bonds of each issue shall become payable before or upon the expiration of the probable life of the works of improvement for which the issue was made and, in any event, not more than thirty years from the date of the issue. The privilege of redeeming all or any part of the bonds of each issue prior to the

dates on which they respectively become due may be reserved to the Territory on such terms and conditions, which may include the payment of a premium, as may be prescribed by the law authorizing the issuance of the bonds. The Territorial legislature may provide means and authority whereby any such debt may be refunded, in accordance with any privilege of redemption reserved to the Territory, but any debt incurred for refunding purposes shall be payable in annual installments so scheduled as not to extend by more than six months the maturity of any portion of the debt so refunded.

Emergencies.

SEC. 4. The Territory of Alaska is authorized and empowered, notwithstanding any provision of the Organic Act or any other Act of Congress to the contrary, to borrow on the credit of the Territory from time to time, when the legislature of the Territory is not in session, such sums as may be necessary to meet emergencies for which funds are not made available by appropriation or otherwise, and to issue certificates of indebtedness of the Territory for such borrowings. Such certificates of indebtedness shall be issued only by authorization of the Territorial legislature, shall bear interest at not more than the commercial interest rate, shall be sold for not less than their principal amount, shall become payable at such time or times, not later than one month subsequent to the date of convening of the succeeding regular session of the legislature, as the Territorial treasurer or other officer designated by the law authorizing the issuance of such certificates may prescribe, and shall be subject to redemption by the Territory prior to their maturity. The principal amount of such certificates of indebtedness outstanding at any one time shall not exceed the sum by which the principal amount of the bonds then outstanding under this Act is less than \$20,000,000 and shall not, in any event, exceed \$200,000. The term "emergencies" as used in this section shall be defined by Territorial law and the Governor shall be empowered to apply, and shall determine the application of, such definition. The faith of the Territory shall be solemnly pledged to the payment of all such certificates of indebtedness according to their terms.

Issuance as negotiable instruments.

SEC. 5. The bonds and certificates of indebtedness provided for in this Act may be issued as negotiable instruments and, when so issued, shall be treated as negotiable instruments for all purposes. Such bonds or certificates of indebtedness may bear such date or dates, may be in such denominations, may carry such registration privileges, may be executed by such persons and in such manner, and may be subject to such other terms and conditions as may be prescribed, consistently with the requirements of this Act, by the laws authorizing their issuance, and shall be offered for sale on a competitive basis.

Tax levy, etc.

SEC. 6. The Territorial legislature shall provide in the law authorizing any such bonds or certificates of indebtedness, and thereafter, for the payment of the interest upon and the principal of such bonds or certificates of indebtedness as the same shall fall due, by the levy of an adequate tax or otherwise, and by seasonable appropriation for payment. If at the time when any such interest or principal falls due sufficient moneys have not been appropriated to pay the same, the Territorial treasurer shall pay such interest or principal out of the first revenues thereafter received by him that are applicable to the general funds of the Territory.

Guarantee of payment.

SEC. 7. The Territory of Alaska is authorized and empowered notwithstanding any provision of the Organic Act or any other Act of Congress to the contrary, to guarantee payment of bonds issued by municipalities, school districts and public utility districts in Alaska for constructing, altering, equipping, or acquiring public improvements of the nature for which the Territory may issue bonds in an aggregate amount which shall not at any one time exceed the sum by

which the principal amount of Territorial bonds and certificates of indebtedness then outstanding under this Act is less than \$20,000,000. The authority to guarantee bonds of such subdivisions shall be exercised in a manner prescribed in section 2 of this Act.

Approved May 10, 1956.

Public Law 517

CHAPTER 256

AN ACT

To terminate the prohibition against employment of Mongolian labor in the construction of reclamation projects.

May 10, 1956
[H. R. 1603]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 4 of the Reclamation Act of June 17, 1902 (32 Stat. 389), is hereby amended by inserting a period in lieu of the comma after the word "work" in the proviso of that section and striking out the following language: "and no Mongolian labor shall be employed thereon."

43 USC 419.

Approved May 10, 1956.

Public Law 518

CHAPTER 257

AN ACT

To amend section 40 of the Bankruptcy Act, so as to increase salaries for part-time and full-time referees.

May 10, 1956
[H. R. 4791]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 40a (11 U. S. C. 68 (a)) of the Bankruptcy Act approved July 1, 1898, as amended, is amended to read as follows:

Bankruptcy Act.
Amendment.
66 Stat. 438.

"SEC. 40. COMPENSATION OF REFEREES; REFEREES' SALARY AND EXPENSE FUNDS; RETIREMENT OF REFEREES. a. Referees shall receive as full compensation for their services salaries to be fixed by the conference, in the light of the recommendations of the councils, made after advising with the district judges of their respective circuits, and of the Director, at rates not more than \$15,000 per annum for full-time referees, and not more than \$7,500 per annum for part-time referees. In fixing the amount of salary to be paid to a referee, consideration shall be given to the average number and the types of, and the average amount of gross assets realized from, cases closed and pending in the territory which the referee is to serve, during the last preceding period of ten years, and to such other factors as may be material. Disbursement of such salaries shall be made monthly by or pursuant to the order of the Director."

Approved May 10, 1956.

Public Law 519

CHAPTER 258

AN ACT

To require the inspection and certification of certain vessels carrying passengers.

May 10, 1956
[H. R. 7952]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That when used in this Act, unless the context requires otherwise—

Vessels.

(a) The term "passenger" means every person carried on board a passenger-carrying vessel other than—

Definitions.

- (1) the owner or his representative;
- (2) the master and the bona fide members of the crew engaged in the business of the vessel who have contributed no consideration for their carriage and who are paid for their services;
- (3) any employee of the owner of the vessel engaged in the business of the owner, except when the vessel is operating under a bareboat charter;
- (4) any employee of the bareboat charterer of the vessel engaged in the business of the bareboat charterer;
- (5) any guest on board a vessel which is being used exclusively for pleasure purposes who has not contributed any consideration, directly or indirectly, for his carriage; or
- (6) any person on board a vessel documented and used for tugboat or towboat service of fifty gross tons or more who has not contributed any consideration, directly or indirectly, for his carriage.

(b) The term "passenger-carrying vessel" means any vessel which carries more than six passengers, and which is (1) propelled in whole or in part by steam or by any form of mechanical or electrical power and is of fifteen gross tons or less; (2) propelled in whole or in part by steam or by any form of mechanical or electrical power and is of more than fifteen and less than one hundred gross tons and not more than sixty-five feet in length measured from end to end over the deck excluding sheer; (3) propelled by sail and is of seven hundred gross tons or less; or (4) non-self-propelled and is of one hundred gross tons or less; except any public vessel of the United States or of any foreign state, or any lifeboat forming part of a vessel's lifesaving equipment. The term includes (1) any domestic vessel operating on the navigable waters of the United States, or on the high seas outside of those waters and within the normal operating range of the vessel, and (2) any foreign vessel departing from a port of the United States.

3 UST 3450.

(c) The term "International Convention for Safety of Life at Sea" means the "International Convention for Safety of Life at Sea, 1948" or any similar international convention which comes into force and effect after ratification by the United States Senate.

(d) The term "Secretary" means the Secretary of the department in which the Coast Guard is operating.

Inspection.

SEC. 2. (a) The Secretary shall, at least once every three years, cause to be inspected each passenger-carrying vessel, and shall satisfy himself that every such vessel (1) is of a structure suitable for the service in which it is to be employed; (2) is equipped with the proper appliances for lifesaving and fire protection in accordance with applicable laws, or rules and regulations prescribed by him; (3) has suitable accommodations for passengers and the crew; and (4) is in a condition to warrant the belief that it may be used, operated, and navigated with safety to life in the proposed service and that all applicable requirements of marine safety statutes and regulations thereunder are faithfully complied with.

Fees.

(b) The Secretary may prescribe reasonable fees or charges for (1) any inspection made and (2) any certificate, license, or permit issued pursuant to this Act or the rules and regulations established hereunder.

Rules and regulations.

SEC. 3. In order to secure effective provision against hazard to life created by passenger-carrying vessels and to carry out in the most effective manner the provisions of this Act, the Secretary shall prescribe such rules and regulations as may be necessary with respect to design, construction, alteration, or repair of such vessels, including the superstructures, hulls, accommodations for passengers and crew, fittings, equipment, appliances, propulsive machinery, auxiliary

machinery, and boilers; with respect to all materials used in construction, alteration, or repair of such vessels including the fire prevention and fire retardant characteristics of such materials; with respect to equipment and appliances for lifesaving and fire protection; with respect to the operation of such vessels, including the waters in which they may be navigated and the number of passengers which they may carry; with respect to the requirements of the manning of such vessels and the duties and qualifications of the operators and crews thereof; and with respect to the inspection of any or all the foregoing.

SEC. 4. (a) No passenger-carrying vessel shall be operated or navigated until a certificate of inspection in such form as may be prescribed by the regulations promulgated by the Secretary under the authority of this Act, has been issued to the vessel indicating that the vessel is in compliance with the provisions of this Act, and the rules and regulations established hereunder; except that when a foreign passenger-carrying vessel belongs to a nation which is signatory to the International Convention for Safety of Life at Sea, a valid safety certificate issued to the vessel pursuant to the Convention may be accepted in lieu of the required certificate of inspection.

Certificate of inspection.

3 UST 3450.

(b) Any passenger-carrying vessel to which a valid certificate of inspection has been issued pursuant to this section shall during the tenure of the certificate be in full compliance with the terms of the certificate.

(c) A certificate of inspection issued pursuant to this section may at any time be voluntarily surrendered and shall be withdrawn and suspended or revoked for noncompliance with any applicable requirements of this Act or regulations thereunder.

Withdrawal, etc.

SEC. 5. Any owner, master, or person in charge of any vessel subject to this Act who violates the provisions of this Act, or the rules and regulations established hereunder, shall be liable to the United States in a penalty of not more than \$1,000 for each such violation, for which sum the passenger-carrying vessel shall be liable and may be seized and proceeded against by way of libel in any district court of the United States having jurisdiction of the violation.

Violations. Penalty.

SEC. 6. (a) The Act of January 18, 1897 (29 Stat. 489; 46 U. S. C. 520), is hereby repealed.

(b) Section 4426 of the Revised Statutes, as amended (34 Stat. 193; 46 U. S. C. 404), is amended to read as follows:

"4426. The hulls and boilers of every ferryboat, canal boat, yacht or other small craft of like character propelled by steam, shall be inspected under the provisions of this title. Such other provisions of law for the better security of life as may be applicable to such vessels shall, by the regulations of the Secretary of the department in which the Coast Guard is operating, also be required to be complied with before a certificate of inspection shall be granted, and no such vessel shall be navigated without a licensed engineer and a licensed pilot: *Provided*, That in open steam launches of ten gross tons and under, one person, if duly qualified, may serve in the double capacity of pilot and engineer. All vessels of above fifteen gross tons carrying freight for hire and all vessels of above fifteen gross tons and in excess of sixty-five feet in length carrying passengers for hire, but not engaged in fishing as a regular business, propelled by gas, fluid, naphtha, or electric motors, shall be subject to all the provisions of this section relating to the inspection of hulls and boilers and requiring engineers and pilots, and for any violation of the provisions of title 52 of the Revised Statutes applicable to such vessels, or of rules or regulations lawfully established thereunder, and to the extent to which such provisions of law and regulations are so applicable, the said vessels, their

46 USC 170 note.

masters, officers, and owners shall be subject to the provisions of sections 4496, 4497, 4498, 4499, and 4500 of the Revised Statutes, as amended (46 U. S. C. 494-498), relating to the imposition and enforcement of penalties and the enforcement of law: *Provided, however,* That until June 30, 1956, no vessel registered or licensed as a vessel of the United States of fifteen gross tons or less on December 31, 1953, shall be deemed to be subject to the inspection provisions of this section notwithstanding the fact that such vessel may thereafter be found to have a tonnage in excess of fifteen gross tons, unless such finding results from an alteration in the length, breadth, or depth effected after December 31, 1953."

(c) Section 7 of the Act of April 25, 1940, as amended (54 Stat. 165; 46 U. S. C. 526f), is amended to read as follows:

Operators' license.

"SEC. 7. No such motorboat, and no other vessel of fifteen gross tons or less propelled by machinery other than steam, while carrying passengers for hire, shall be operated or navigated except in charge of a person duly licensed for such service by the Secretary of the department in which the Coast Guard is operating. Whenever any person applies to be licensed as operator of any motorboat, or of any other vessel of fifteen gross tons or less propelled by machinery, carrying passengers for hire, the Secretary shall make diligent inquiry as to his character, and shall carefully examine the applicant orally as well as the proofs which he presents in support of his claim, and if the Secretary is satisfied that his capacity, experience, habits of living, and character are such to warrant the belief that he can safely be entrusted with the duties and responsibilities of the station for which he makes application, the Secretary shall grant him a license authorizing him to discharge such duties on any such motorboat, or on any other vessel of fifteen gross tons or less propelled by machinery, carrying passengers for hire, for the term of five years. Such license shall be subject to suspension or revocation on the same grounds and in the same manner with like procedure as is provided in the case of suspension or revocation of licenses of officers under the provisions of section 4450 of the Revised Statutes, as amended (U. S. C. 1952 edition, title 46, sec. 239): *Provided,* That motorboats and other vessels of fifteen gross tons or less propelled by machinery shall not be required to carry licensed officers except as required in this Act: *And provided further,* That licenses herein prescribed shall not be required of motorboats or of any other vessels of fifteen gross tons or less propelled by machinery engaged in fishing contests previously arranged and announced."

SEC. 7. Nothing contained in this Act shall be deemed to amend, alter, or otherwise affect the requirements of any International Convention for Safety of Life at Sea.

Effective date.

SEC. 8. This Act shall become effective on January 1, 1957, or on the first day of the sixth month following the prescription of rules and regulations by the Secretary under section 3, hereof, whichever is later.

Appropriation.

SEC. 9. There are hereby authorized to be appropriated such sums as may be necessary to carry out the provisions of this Act.

Separability.

SEC. 10. If any provisions of this Act, or the application of any provision of this Act to any person or circumstance is held invalid, the application of such provision to other persons or circumstances, and the remainder of this Act, shall not be affected thereby.

Approved May 10, 1956.

Public Law 520

CHAPTER 268

AN ACT

To amend the Act of July 4, 1955, relating to the construction of irrigation distribution systems.

May 14, 1956
[H. R. 8535]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 3 of the Act of July 4, 1955 (69 Stat. 245) is hereby amended to read as follows:

"SEC. 3. The Secretary shall require, as conditions to any such loan, that the borrower contribute in money or materials, labor, lands, or interests in land, computed at their reasonable value, a portion, not in excess of 10 per centum, of the construction cost of the distribution system (including all costs of acquiring lands and interests in land), that the plans for the system be in accord with sound engineering practices and be such as will achieve the purposes for which the system was authorized, and that the borrower agree to account in full in regard to all disbursements of borrowed funds and to return at once for application toward amortization of the loan all funds which are not expended in the construction of the distribution system. Prior to the consummation of any loan under this Act, the borrower shall also be required to transfer to the United States any lands or interests in land which it then holds and which the Secretary finds are required for the construction, operation, and maintenance of the distribution system and to agree to transfer to the United States any lands or interests in land which it may thereafter acquire and which the Secretary may find are required for this purpose and distribution works constructed, in whole or in part, with moneys lent under this Act for the construction thereof. Title to all such lands, interests in land and distribution works shall remain in the United States until the loan is repaid. Every organization contracting for repayment of a loan under this Act shall operate and maintain its distribution works in conformity with reasonable contractual requirements determined to be appropriate for the protection of the United States. When full repayment has been made to the United States, the Secretary shall relinquish all claims under said contracts and shall retransfer to the borrower title to the works and all lands and interests in land which were transferred by it to the United States. The head of any department or agency of the Government within whose administrative jurisdiction are lands owned by the United States the use of which is reasonably necessary for the construction, operation, and maintenance of distribution works under this Act may grant to a borrower or prospective borrower under this Act revocable permission for the use thereof in like manner as under the Acts of March 3, 1891, secs. 18-21, 26 Stat. 1101, as amended (43 U. S. C., secs. 946-949), January 21, 1895, 28 Stat. 635, as amended (43 U. S. C., sec. 956), February 15, 1901, 31 Stat. 790, as amended (16 U. S. C., secs. 79, 522, 43 U. S. C., sec. 959), February 1, 1905, 33 Stat. 628 (16 U. S. C., sec. 524), March 1, 1921, 41 Stat. 1194 (43 U. S. C., sec. 950), May 9, 1941, 55 Stat. 183 (43 U. S. C., sec. 931a), July 24, 1946, sec. 7, 60 Stat. 643, as amended (43 U. S. C., sec. 931b), May 31, 1947, 61 Stat. 124 (38 U. S. C., sec. 11i), February 5, 1948, 62 Stat. 17 (25 U. S. C., secs. 323-328), or September 3, 1954, 68 Stat. 1146 (43 U. S. C., secs. 931c-931d), or any other similar Act which is applicable to the lands involved: *Provided*, That no such permission shall be granted in the case of lands being administered for national park, national monument, or wildlife purposes. No benefits or privileges under the Federal reclamation laws, including repayment provisions, shall be denied an irrigation distribution system

Irrigation distribution systems.
43 USC 421c.

Conditions of loan.

Land transfers to U. S.

Rights-of-way.

Restrictions.

32 Stat. 390.
43 USC 372, 383.

because such system has been constructed pursuant to this Act. The provisions of this Act shall apply only to irrigation purposes, including incidental domestic and stock water, and loans hereunder shall be interest free. Nothing in this Act shall be construed to repeal or limit the procedural and substantive requirements of section 8 of the Act of June 17, 1902."

Approved May 14, 1956.

Public Law 521

CHAPTER 269

May 14, 1956
[S. 637]

AN ACT

To provide for the conveyance of Camp Livingston, Camp Beauregard, and Esler Field, Louisiana, to the State of Louisiana, and for other purposes.

Camp Livingston,
etc.
Conveyance to
Louisiana.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Army is authorized and directed, if he determines that the real property comprising Camp Livingston, Camp Beauregard, and Esler Field, or any part thereof, is available for conveyance to the State of Louisiana for the training and support of the National Guard of Louisiana, to convey all the right, title, and interest of the United States in such property, together with improvements thereon and appurtenances thereunto belonging, to the State of Louisiana by quitclaim deed, without monetary consideration therefor, but upon condition that it shall be used for the aforesaid purposes and if such real property shall ever cease to be used for such purposes, all the right, title, and interest in and to such real property shall revert to and become the property of the United States which shall have the immediate right of entry thereon, and to be further subject to the reservation by the United States of all mineral rights, including oil and gas; the right of reentry and use by the United States in the event of need therefor during a national emergency; and such other reservations, restrictions, terms, and conditions as the Secretary determines to be necessary to properly protect the interests of the United States.

SEC. 2. The cost of any surveys necessary as an incident of the conveyance authorized herein shall be borne by the State of Louisiana.

Approved May 14, 1956.

Public Law 522

CHAPTER 270

May 14, 1956
[S. 2267]

AN ACT

To direct the Secretary of the Interior to convey certain public lands in the State of Nevada to the city of Henderson, Nevada.

Henderson,
Nevada.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior shall issue to the city of Henderson, Nevada, upon the payment by the city into the Treasury of the United States, not more than five years after the Secretary has notified the city of the purchase price, of an amount equal to the fair market value of the lands to be conveyed as determined by the Secretary upon the appraisal of those lands, a patent for the following-described lands, situated in the State of Nevada and comprising approximately six thousand eight hundred and fifty-nine acres (all range references are to the Mount Diablo base and meridian):

- (1) All of sections 2, 3, 4, and 24, township 22 south, range 62 east.
- (2) All of section 33, township 21 south, range 63 east.

(3) The east half of section 8; the east half of section 17; east half of section 20; west half of section 21; the east half and the northwest quarter of section 28; all of sections 30, 31, and 32; all in township 22 south, range 63 east.

SEC. 2. The conveyance authorized by this Act shall be made subject to any existing valid claims against the lands described in the first section of this Act, and to any reservations necessary to protect continuing uses of those lands by the United States.

Approved May 14, 1956.

Public Law 523

CHAPTER 271

AN ACT

To authorize the construction and conversion of certain naval vessels, and for other purposes.

May 14, 1956
[H. R. 7993]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the President is hereby authorized to undertake the construction of, or to acquire and convert, not to exceed twenty-eight hundred tons of patrol vessels.

Patrol vessels.

SEC. 2. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such sums as may be necessary for the construction or for the acquisition and conversion of the foregoing vessels.

Appropriation.

Approved May 14, 1956.

Public Law 524

CHAPTER 278

AN ACT

For the relief of certain rural carriers.

May 18, 1956
[H. R. 6622]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That each rural carrier who served a heavily patronized route during the period between November 1, 1949, and February 16, 1955, and who, as a result of administrative application of section 5 of the Act of May 3, 1950 (64 Stat. 101), has received during such period total compensation in excess of the amount authorized under section 17 (d) of the Act of July 1, 1945, as amended (section 867 (d) of title 39, United States Code), is hereby relieved of all liability to refund to the United States the sum representing the difference between the amount of total compensation allowable under section 17 (d) of the Act of July 1, 1945, as amended, and the amount of total compensation paid the carrier during such period.

Postal Service,
rural carriers.

64 Stat. 103.
39 USC 888 note.

59 Stat. 456; 65
Stat. 625.

Approved May 18, 1956.

Public Law 525

CHAPTER 279

AN ACT

To transfer certain lands from the Veterans' Administration to the Department of the Interior for the benefit of the Yavapai Indians of Arizona.

May 18, 1956
[S. 2851]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That jurisdiction over one thousand three hundred and twenty acres of land, more or less, formerly a part of the Fort Whipple Military Reservation,

Yavapai Indians
of Arizona.
Transfer of lands.

Arizona, and subsequently transferred to the Veterans' Administration by section 6 of the Act of March 4, 1931 (46 Stat. 1550), is hereby transferred to the Secretary of the Interior, and the title to such lands shall be held by the United States in trust for the Yavapai Indians, subject to any valid and existing rights in such lands. The description of the lands hereby transferred shall be determined by the Administrator of Veterans' Affairs and the Secretary of the Interior, jointly, and in the event a survey is required to make such determination, the Department of the Interior shall bear the expense thereof. The transfer shall be subject to such terms, conditions, reservations, and restrictions as the Administrator of Veterans' Affairs, after consultation with the Secretary of the Interior, determines to be necessary to protect the interest of the Veterans' Administration Center, Whipple, Arizona.

Approved May 18, 1956.

Public Law 526

CHAPTER 280

May 18, 1956
[H. R. 4051]

AN ACT

To provide for the relief of certain Army and Air Force nurses, and for other purposes.

Armed Forces.
Army and Air
Force nurses.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all payments of longevity pay heretofore made to Army and Air Force nurses for service after April 15, 1947, and before October 1, 1949, are validated to the extent that those payments were based upon service performed by the persons concerned as nurses or as commissioned officers of the Army Nurse Corps, Navy Nurse Corps, or Public Health Service. Any Army or Air Force nurse who has made a repayment to the United States of the amount so paid to her as longevity pay is entitled to be paid the amount involved, if otherwise proper.

SEC. 2. The Comptroller General of the United States, or his designee, shall relieve disbursing officers, including special disbursing agents, of the Army and the Air Force from accountability or responsibility for any payments described in section 1 of the Act, and shall allow credits in the settlement of the accounts of those officers or agents for payments which appear to be free from fraud and collusion.

Approved May 18, 1956.

Public Law 527

CHAPTER 281

May 18, 1956
[H. R. 5787]

AN ACT

To authorize settlement of claims for residential structures heretofore erected at the expense of patients on the grounds of the Public Health Service hospital, Carville, Louisiana.

PHS hospital,
Carville, La.
Claims.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated not to exceed \$25,000, to remain available until June 30, 1958, to enable the Secretary of Health, Education, and Welfare to settle or compromise all claims by various persons of right or title to or interest in certain structures (including furniture and fixtures therein) which were erected prior to January 1, 1954, by patients of the Public Health Service Hospital at Carville, Louisiana, at their own expense on the grounds of the hospital. Such claims may be settled or compromised, with the approval of the Administrator of General Services, for such amounts as may be arrived

at by agreement between the Secretary and the persons claiming such right, title, or interest. Nothing in this Act shall affect the authority of the Attorney General to conduct litigation affecting the United States, and no funds available for purposes of this Act shall be available for paying any judgment or settlement arising out of any such litigation.

Approved May 18, 1956.

Public Law 528

CHAPTER 282

AN ACT

To amend the Act entitled "An Act to provide better facilities for the enforcement of the customs and immigration laws", to increase the amounts authorized to be expended.

May 18, 1956
[H. R. 6769]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of June 26, 1930 (46 Stat. 817), as amended by the Act of October 10, 1940 (54 Stat. 1091), and by the Act of September 26, 1951 (65 Stat. 336; U. S. C., 1952 edition, title 19, sec. 68), is further amended by striking from the proviso the figures "\$15,000" and "\$30,000", and substituting therefor the figures "\$30,000" and "\$60,000", respectively.

Approved May 18, 1956.

Public Law 529

CHAPTER 283

AN ACT

To revive and reenact the Act entitled "An Act authorizing the Ogdensburg Bridge Authority, its successors and assigns, to construct, maintain, and operate a bridge across the Saint Lawrence River at or near the city of Ogdensburg, New York".

May 18, 1956
[H. R. 8547]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act approved August 19, 1950, heretofore extended by an Act approved August 14, 1953, authorizing the Ogdensburg Bridge Authority, its successors and assigns, to construct, maintain, and operate a bridge and approaches thereto across the Saint Lawrence River, so far as the United States has jurisdiction over the waters of such river, at a point suitable to the interests of navigation, at or near the city of Ogdensburg, be, and is hereby, revived and reenacted: *Provided*, That this Act shall be null and void unless the actual construction of the bridge herein referred to be commenced within four years and completed within six years from the date of approval hereof.

64 Stat. 468; 67
Stat. 578.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved May 18, 1956.

Public Law 530

CHAPTER 284

AN ACT

To extend for an additional three years the time within which the State of Michigan may commence and complete the construction of certain projects heretofore authorized by the Congress.

May 18, 1956
[H. R. 8807]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the proviso

Bridge,
St. Marys River,
Mich.

in the first section of the Act entitled "An Act to revive and reenact the Act entitled 'An Act authorizing the State of Michigan, acting through the International Bridge Authority of Michigan, to construct, maintain, and operate a toll bridge or series of bridges, causeways, and approaches thereto, across the Saint Marys River, from a point in or near the city of Sault Sainte Marie, Michigan, to a point in the Province of Ontario, Canada', approved December 16, 1940", approved July 28, 1953 (67 Stat. 225; Public Law 157, Eighty-third Congress), is amended to read as follows: "*Provided*, That this Act shall be null and void unless the actual construction of the bridge, or series of bridges, causeways, and approaches thereto, referred to in this Act, is commenced on or before July 28, 1959, and completed on or before July 28, 1962."

Approved May 18, 1956.

Public Law 531

CHAPTER 285

AN ACT

May 18, 1956
[H. R. 9132]

To provide for the approval of the report of the Secretary of the Interior on the Ainsworth unit of the Missouri River Basin project.

Missouri River
Basin project.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the report approved by the Secretary of the Interior on November 21, 1955, demonstrating the physical and economic feasibility of the Ainsworth unit of the Missouri River Basin project, integrated as a part of said project by the Act of August 21, 1954 (68 Stat. 757), is hereby approved: *Provided*, That for a period of ten years from the date of enactment of this Act, no water from the project authorized by this Act shall be delivered to any water user for the production on newly irrigated lands of any basic agricultural commodity, as defined in the Agricultural Act of 1949, or any amendment thereof, if the total supply of such commodity for the marketing year in which the bulk of the crop would normally be marketed is in excess of the normal supply as defined in section 301 (b) (10) of the Agricultural Adjustment Act of 1938, as amended, unless the Secretary of Agriculture calls for an increase in production of such commodity in the interest of national security.

63 Stat. 1051.
7 USC 1441.

52 Stat. 41.
7 USC 1301.

Approved May 18, 1956.

Public Law 532

CHAPTER 312

AN ACT

May 19, 1956
[H. R. 2423]

For the relief of the city of Sandpoint, Idaho.

Sandpoint, Idaho.
Payment.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury is authorized and directed to pay, out of any funds in the Treasury not otherwise appropriated, to the city of Sandpoint, Idaho, the sum of \$98,200, in full satisfaction of all claims of such city against the United States for additional costs to the city in the operation and maintenance of sewage-disposal facilities to be constructed by the city, the construction of these facilities being occasioned by the construction and operation by the Corps of Engineers of a hydroelectric and storage dam at Albeni Falls on the Pend Oreille River, Idaho: *Provided*, That no part of the amount appropriated in this Act shall be paid or delivered to or received by any

agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved May 19, 1956.

Public Law 533

CHAPTER 313

AN ACT

Making supplemental appropriations for the fiscal year ending June 30, 1956, and for other purposes.

May 19, 1956
[H. R. 10004]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, to supply supplemental appropriations (this Act may be cited as the "Second Supplemental Appropriation Act, 1956") for the fiscal year ending June 30, 1956, and for other purposes, namely:

Second Supplemental Appropriation Act, 1956.

CHAPTER I

DEPARTMENT OF AGRICULTURE

AGRICULTURAL RESEARCH SERVICE

SALARIES AND EXPENSES

For additional amounts for "Salaries and expenses", as follows:

"Research", \$1,717,530;

"Plant and animal disease and pest control", \$2,000,000, of which \$650,000 shall be apportioned for use pursuant to section 3679 of the Revised Statutes, as amended, for the control of outbreaks of insects and plant diseases under the joint resolution approved May 9, 1938 (7 U. S. C. 148-148e), and the Act of August 13, 1954 (7 U. S. C. 148), to the extent necessary to meet emergency conditions; and

"Meat inspection", \$1,048,690.

31 USC 665.

52 Stat. 344.

68 Stat. 717.

AGRICULTURAL CONSERVATION PROGRAM SERVICE

The unobligated balance of the amount made available under this head in the Supplemental Appropriation Act, 1956, shall, subject to the same conditions, remain available until December 31, 1956, for the same purposes, for emergency measures to restore farm lands damaged by hurricanes and excessive floods, and for reimbursement to the appropriation to the President for "Disaster relief", for allocations to the Secretary of Agriculture for such purposes.

69 Stat. 451.

FARMERS' HOME ADMINISTRATION

LOAN AUTHORIZATIONS

For loans under title V of the Housing Act of 1949, as amended, \$5,000,000, to remain available until expended: *Provided*, That not to exceed the foregoing amount shall be borrowed from the Secretary of the Treasury in the manner authorized under this head in the Department of Agriculture Appropriation Act, 1952.

63 Stat. 432.
42 USC 1471-1483.

65 Stat. 240.

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", \$1,500,000.

COMMODITY CREDIT CORPORATION

69 Stat. 60.

The limitation under this head in the Department of Agriculture and Farm Credit Administration Appropriation Act, 1956, on the amount available for administrative expenses of the Corporation, is increased from "\$26,000,000" to "\$30,750,000."

CHAPTER II

DEPARTMENT OF COMMERCE

BUREAU OF THE CENSUS

SALARIES AND EXPENSES

69 Stat. 226.

For an additional amount for "Salaries and expenses", \$515,500, of which \$87,500 shall be derived by transfer from the appropriation granted in the Department of Commerce and Related Agencies Appropriation Act, 1956, for "Census of agriculture".

MARITIME ACTIVITIES

SHIP CONSTRUCTION

69 Stat. 229.

The limitation under this head in the Department of Commerce and Related Agencies Appropriation Act, 1956, on the number of cargo ships for replacement, for which payment may be made for construction-differential subsidy and national-defense features, is increased from five to ten; and the authority contained in that Act for the Vessel Operations Revolving Fund is amended to include the following: "for activation, repair and deactivation of merchant ships chartered under the jurisdiction of the Secretary of Commerce;".

OPERATING-DIFFERENTIAL SUBSIDIES

For an additional amount for "Operating-differential subsidies", \$30,000,000, to remain available until expended.

WAR SHIPPING ADMINISTRATION LIQUIDATION

69 Stat. 230.

The limitation under this head in the Department of Commerce and Related Agencies Appropriation Act, 1956, on the amount available from prior appropriations for the liquidation of certain obligations approved by the General Accounting Office and for the payment of obligations incurred against the working fund titled "Working fund, Commerce, War Shipping Administration functions, December 31, 1946", is increased from "\$5,900,000" to "\$24,000,000": *Provided*, That the amount of such increase shall be available only for Court of Claims and district court judgments and payments to disabled seamen authorized by Fifty-eighth Statutes at Large, page 758.

BUREAU OF PUBLIC ROADS

FEDERAL-AID-HIGHWAYS

69 Stat. 232.

For an additional amount for "Federal-aid highways", to remain available until expended, \$100,000,000, which sum is a part of the amount authorized to be appropriated for the fiscal year 1955.

FOREST HIGHWAYS

For an additional amount for "Forest highways", to remain available until expended, \$3,000,000, which sum is a part of the amount authorized to be appropriated for the fiscal year 1956.

69 Stat. 232.

NATIONAL BUREAU OF STANDARDS

PLANT AND EQUIPMENT

Not to exceed \$15,000 of the appropriation granted under this head in the Department of Commerce and Related Agencies Appropriation Act, 1956, shall be available for necessary expenses for the acquisition of land necessary for the operation of a radio propagation field station in the Territory of Hawaii.

69 Stat. 233.

INDEPENDENT AGENCIES

SMALL BUSINESS ADMINISTRATION

REVOLVING FUND

For additional capital for the revolving fund authorized by the Small Business Act of 1953, as amended, to be available without fiscal year limitation, \$20,000,000.

67 Stat. 232.
15 USC 631 note.

CHAPTER III

DEPARTMENT OF DEFENSE—MILITARY FUNCTIONS

DEPARTMENT OF THE NAVY

AUDITED CLAIMS

Applicable current appropriations of the Department of the Navy shall be available for the payment of claims certified by the Comptroller General to be otherwise due, in the amounts stated below, from the following appropriations:

"Pay, subsistence, and transportation, Navy", fiscal year 1943, \$7,070.23;

"Transportation of things, Navy", fiscal year 1948, \$1,108.12;

"Maintenance, Bureau of Supplies and Accounts, Navy", fiscal year 1943; \$1,316.35; and

"Maintenance, Bureau of Ships, Navy", fiscal year 1946, \$91,292.69.

CHAPTER IV

GENERAL GOVERNMENT MATTERS

AMERICAN BATTLE MONUMENTS COMMISSION

DEDICATION OF WORLD WAR II MEMORIALS

For expenses necessary for appropriate dedications of World War II memorials, erected under the authority of the Act of June 26, 1946 (36 U. S. C. 123), to be available for such purposes as the Commission may deem necessary and proper and without regard to the provisions of other laws or regulations relating to the expenditure of public funds (except that this exemption shall not be construed as waiving the requirement for the submission of accounts and vouchers to the General Accounting Office for audit), \$140,000, to remain available until June 30, 1957: *Provided*, That, when in the discretion of any other

60 Stat. 317.

government agency it would be in the public interest. personnel, services, supplies, equipment, and facilities of such agency may be furnished without reimbursement to the Commission for the purposes of this appropriation.

COMMISSION ON GOVERNMENT SECURITY

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", \$200,000, and said appropriation shall remain available until March 31, 1957.

CORREGIDOR BATAAN MEMORIAL COMMISSION

SALARIES AND EXPENSES

36 USC 426. For expenses necessary to carry out the provisions of the Act of August 5, 1953, as amended (67 Stat. 366 and 69 Stat. 589), \$56,000, to remain available through June 30, 1957.

CHAPTER V

INDEPENDENT OFFICES

CIVIL SERVICE COMMISSION

SALARIES AND EXPENSES

69 Stat. 199. The limitation under this head in the Independent Offices Appropriation Act, 1956, on the amount available for expenses of travel, is increased from "\$443,000" to "\$488,000", and the limitation under said head on the amount available for performing the duties imposed upon the Commission by the Act of July 19, 1940 (54 Stat. 767), is increased from "\$65,000" to "\$70,000".

5 USC 118i, 118k-118n.

INVESTIGATIONS OF UNITED STATES CITIZENS FOR EMPLOYMENT BY INTERNATIONAL ORGANIZATIONS

For an additional amount for "Investigations of United States citizens for employment by international organizations", \$107,100.

ANNUITIES, PANAMA CANAL CONSTRUCTION EMPLOYEES AND LIGHTHOUSE SERVICE WIDOWS

For an additional amount for "Annuities, Panama Canal construction employees and Lighthouse Service widows", \$70,000.

ADMINISTRATIVE EXPENSES, EMPLOYEES' LIFE INSURANCE FUND

69 Stat. 201. The limitation under this head in the Independent Offices Appropriation Act, 1956, on the amount made available from the "Employees' life insurance fund" for reimbursement to the Civil Service Commission for administrative expenses incurred in the administration of the Federal Employees' Group Life Insurance Act, is increased from "\$80,000" to "\$117,500".

68 Stat. 736.
5 USC 2091 note.

FEDERAL COMMUNICATIONS COMMISSION

SALARIES AND EXPENSES

69 Stat. 201. The limitation under this head in the Independent Offices Appropriation Act, 1956, on the amount available for expenses of travel,

is increased from "\$65,000" to "\$94,000".

FEDERAL HOME LOAN BANK BOARD

The amount made available in title II of the Independent Offices Appropriation Act, 1956, for administrative expenses of the Home Loan Bank Board is increased from "\$920,000" to "\$978,400", and the amount made available to said Board for nonadministrative expenses, is increased from "\$2,995,000" to "\$3,438,800".

69 Stat. 214.

FEDERAL TRADE COMMISSION

SALARIES AND EXPENSES

The limitation under this head in the Independent Offices Appropriation Act, 1956, on the amount available for expenses of travel, is increased from "\$160,000" to "\$175,000".

69 Stat. 202.

GENERAL ACCOUNTING OFFICE

The provisions of section 102 of the Independent Offices Appropriation Act, 1956, shall not apply to travel performed by employees of the General Accounting Office.

69 Stat. 212.

GENERAL SERVICES ADMINISTRATION

OPERATING EXPENSES, PUBLIC BUILDINGS SERVICE

For an additional amount for "Operating expenses, Public Buildings Service", \$4,685,000; and the limitation under this head in the Independent Offices Appropriation Act, 1956, on the amount available for expenses of travel, is increased from "\$163,500" to "\$185,600".

69 Stat. 202.

REFUNDS UNDER RENEGOTIATION ACT

For an additional amount for "Refunds under Renegotiation Act", \$4,000,000, to remain available until expended.

ACQUISITION OF LAND AND BUILDING, CHICAGO, ILLINOIS

For the acquisition of the parcel of land located at 536 South Clark Street, Chicago, Illinois, together with all improvements thereon and appertaining thereto, including incidental expenses, to remain available until expended, \$3,000,000, to be derived by transfer from the appropriation "Sites and planning, purchase contract, and public buildings projects".

EXPENSES, GENERAL SUPPLY FUND

For an additional amount for "Expenses, general supply fund", \$450,000, to be derived by transfer from the appropriation for "Sites and planning, purchase contract, and public buildings projects".

INCREASED TRAVEL LIMITATIONS

Limitations imposed by the Independent Offices Appropriation Act, 1956, as amended by the Supplemental Appropriation Act, 1956, on amounts available for travel expenses under the following appropriations are increased as follows:

69 Stat. 199, 450.

"Emergency operating expenses" from "\$13,400" to "\$15,300";
 "Repair, improvement, and equipment" from "\$155,000" to "\$178,250";

"Operating expenses, Federal Supply Service" from "\$59,750" to "\$68,100"; and
 "Operating expenses, National Archives and Records Service" from "\$30,750" to "\$34,750".

HOUSING AND HOME FINANCE AGENCY

OFFICE OF THE ADMINISTRATOR, SALARIES AND EXPENSES

69 Stat. 206. For an additional amount for "Salaries and expenses", \$398,500; and the limitation under this head in the Independent Offices Appropriation Act, 1956, on the amount available for expenses of travel, is increased from "\$263,700" to "\$304,860": *Provided*, That the limitation under this head on the amount available for certain nonadministrative expenses, is increased from "\$700,000" to "\$743,000".

OFFICE OF THE ADMINISTRATOR, HOUSING LOANS TO EDUCATIONAL INSTITUTIONS

69 Stat. 213. The amount made available under this head in title II of the Independent Offices Appropriation Act, 1956, for administrative expenses, is increased from "\$500,000" to "\$706,300", and the limitation thereunder on the amount available for expenses of travel, is increased from "\$19,000" to "\$30,400".

OFFICE OF THE ADMINISTRATOR, REVOLVING FUND (LIQUIDATING PROGRAMS)

69 Stat. 213. The amount made available under this head in title II of the Independent Offices Appropriation Act, 1956, for administrative expenses, is increased from "\$2,600,000" to "\$2,788,000", and the limitation thereunder on the amount available for expenses of travel, is increased from "\$183,200" to "\$213,200".

FEDERAL NATIONAL MORTGAGE ASSOCIATION

69 Stat. 213. The limitation under this head in title II of the Independent Offices Appropriation Act, 1956, on the amount available for expenses of travel, is increased from "\$90,000" to "\$130,000".

FEDERAL HOUSING ADMINISTRATION

69 Stat. 215. The amount made available under this head in title II of the Independent Offices Appropriation Act, 1956, for administrative expenses, is increased from "\$5,900,000" to "\$6,692,500", and the limitation thereunder on the amount available for expenses of travel, is increased from "\$300,000" to "\$367,500": *Provided*, That the limitation under said head on the amount available for certain nonadministrative expenses of said Administration, is increased from "\$33,000,000" to "\$35,050,000".

HOUSING INVESTMENT INSURANCE FUND

62 Stat. 1290. The unexpended balance of funds appropriated to the Treasury Department under the head "Office of the Secretary, Housing Investment Insurance Fund", in the Supplemental Appropriation Act, 1949, is rescinded and shall be covered into the Treasury upon approval of this Act.

PUBLIC HOUSING ADMINISTRATION

ADMINISTRATIVE EXPENSES

For an additional amount for "Administrative expenses", \$1,436,500.

The amount made available under this head in title II of the Independent Offices Appropriation Act, 1956, for administrative expenses, is increased from "\$8,200,000" to "\$9,636,500", and shall be available for uniforms, or allowances therefor, as authorized by the Act of September 1, 1954, as amended (5 U. S. C. 2131); and the limitation thereunder on the amount available for expenses of travel, is increased from "\$530,000" to "\$682,000".

69 Stat. 215.

68 Stat. 1114.

INTERSTATE COMMERCE COMMISSION

GENERAL EXPENSES

The limitation under this head in the Independent Offices Appropriation Act, 1956, on the amount available for expenses of travel, is increased from "\$330,000" to "\$397,000".

69 Stat. 207.

RAILROAD SAFETY

The limitation under this head in the Independent Offices Appropriation Act, 1956, on the amount available for expenses of travel, is increased from "\$163,050" to "\$176,000".

69 Stat. 207.

LOCOMOTIVE INSPECTION

The limitation under this head in the Independent Offices Appropriation Act, 1956, on the amount available for expenses of travel, is increased from "\$112,620" to "\$124,000".

69 Stat. 207.

NATIONAL SCIENCE FOUNDATION

INTERNATIONAL GEOPHYSICAL YEAR

For an additional amount for "International Geophysical Year", \$27,000,000, to remain available until June 30, 1960.

SECURITIES AND EXCHANGE COMMISSION

SALARIES AND EXPENSES

The limitation under this head in the Independent Offices Appropriation Act, 1956, on the amount available for expenses of travel, is increased from "\$132,000" to "\$157,500".

69 Stat. 208.

VETERANS ADMINISTRATION

INPATIENT CARE

The limitation under this head in the Independent Offices Appropriation Act, 1956, on the amount available for expenses of travel of employees, is increased from "\$246,000" to "\$357,700": *Provided*, That, notwithstanding the last proviso under this head in the Independent Offices Appropriation Act, 1956, inpatient care and treatment may be furnished to an average of 130,309 beneficiaries (excluding members in State or Territorial homes) during the current fiscal year without any proportionate reduction in expenditures.

69 Stat. 209.

OUTPATIENT CARE

69 Stat. 210.

For an additional amount for "Outpatient care", \$3,882,200; and the limitation under this head in the Independent Offices Appropriation Act, 1956, on the amount available for expenses of travel of employees, is increased from "\$170,000" to "\$208,000".

COMPENSATION AND PENSIONS

For an additional amount for "Compensation and pensions", \$10,000,000, to remain available until expended.

READJUSTMENT BENEFITS

For an additional amount for "Readjustment benefits", \$185,000,000, to remain available until expended.

INCREASED TRAVEL LIMITATIONS

69 Stat. 209.

Limitations imposed by the Independent Offices Appropriation Act, 1956, on amounts available for travel expenses under the following appropriations are increased as follows:

"General operating expenses" from "\$2,731,000" to "\$2,891,550";
"Medical administration and miscellaneous operating expenses" from "\$751,800" to "\$824,950"; and
"Maintenance and operation of supply depots" from "\$2,500" to "\$2,880".

CHAPTER VI

DEPARTMENT OF THE INTERIOR

OFFICE OF THE SECRETARY

RESEARCH IN THE UTILIZATION OF SALINE WATER

For an additional amount for "Research in the utilization of saline water", \$200,000.

OIL AND GAS DIVISION

For an additional amount for "Oil and Gas Division", \$35,000.

BUREAU OF LAND MANAGEMENT

MANAGEMENT OF LANDS AND RESOURCES

For an additional amount for "Management of lands and resources", \$1,000,000.

CONSTRUCTION

For an additional amount for "Construction", \$2,000,000, to remain available until expended.

BUREAU OF INDIAN AFFAIRS

EDUCATION AND WELFARE SERVICES

For an additional amount for "Education and welfare services", \$1,871,000: *Provided*, That the Secretary of the Army is authorized and directed to transfer to the Secretary of the Interior, without exchange of funds, forty-six school buses presently on loan to the Bureau of Indian Affairs.

CONSTRUCTION

For an additional amount for "Construction", \$240,000, to remain available until expended: *Provided*, That the funds herein used for restoration of Indian irrigation facilities shall be nonreimbursable: *Provided further*, That not to exceed \$54,000 used for emergency reconstruction, replacement or repair of the San Carlos irrigation facilities damaged or destroyed by flood and storm in 1955 shall be nonreimbursable.

GEOLOGICAL SURVEY

SURVEYS, INVESTIGATIONS, AND RESEARCH

For an additional amount for "Surveys, investigations, and research", \$1,650,000.

NATIONAL PARK SERVICE

CONSTRUCTION

For an additional amount for "Construction", \$3,000,000, to remain available until expended.

FISH AND WILDLIFE SERVICE

FEDERAL AID IN WILDLIFE RESTORATION

For "Federal aid in wildlife restoration", an amount equal to 20 per centum of the accumulated unappropriated receipts in the "Federal aid to wildlife restoration fund" on August 12, 1955, and a like amount for each of the four next succeeding fiscal years, to be derived from said fund pursuant to the provisions of the Act of August 12, 1955 (69 Stat. 698): *Provided*, That the annual apportionments to the Territories of Alaska and Hawaii, and to Puerto Rico and the Virgin Islands authorized by section 8a of the Act of September 2, 1937 (16 U. S. C. 669g-1), as amended, may be increased by not to exceed 20 per centum.

16 USC 699b-1.

64 Stat. 399.

OFFICE OF TERRITORIES

ADMINISTRATION OF TERRITORIES

For an additional amount for "Administration of Territories", \$60,000.

DEPARTMENT OF AGRICULTURE

FOREST SERVICE

SALARIES AND EXPENSES

For additional amounts for "Salaries and expenses", as follows:
"National forest protection and management", \$2,178,500;
"Fighting forest fires", \$5,250,000;
"Control of forest pests", \$30,000; and
"Forest research", \$455,000.

CHAPTER VII

DEPARTMENT OF LABOR

BUREAU OF EMPLOYMENT SECURITY

MEXICAN FARM LABOR PROGRAM

For an additional amount for "Salaries and expenses, Mexican farm labor program", \$65,000, to be derived by transfer from the appropriation "Unemployment compensation for veterans".

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

OFFICE OF EDUCATION

PAYMENTS TO SCHOOL DISTRICTS

For an additional amount for "Payments to school districts", \$25,000,000.

ASSISTANCE FOR SCHOOL CONSTRUCTION

For an additional amount for "Assistance for school construction", including carrying out the provisions of the Act of August 12, 1955 (Public Law 382), \$9,900,000, to remain available until expended.

69 Stat. 713,
20 USC 237 et
seq.

PUBLIC HEALTH SERVICE

GRANTS TO STATES FOR POLIOMYELITIS VACCINATION

For an additional amount for "Grants to States for poliomyelitis vaccination", \$27,800,000, and such amount together with amounts previously appropriated under this head shall remain available until June 30, 1957.

CONSTRUCTION OF BIOLOGICS STANDARDS LABORATORY BUILDING

For construction of a laboratory building for the biologics standards activities of the National Institutes of Health, and for expansion of and additional equipment for the boiler plant, including the preparation of plans, supervision, and fixed equipment, \$3,190,000, together with not to exceed \$310,000 to be derived by transfer from "Construction of research facilities".

INCREASED PAY COSTS, CAREER INCENTIVE ACT OF 1955

For additional amounts for appropriations for the fiscal year 1956, for increased pay costs authorized by the Act of March 31, 1955 (Public Law 20), as follows:

69 Stat. 18.
37 USC 232 note.

- "Assistance to States, general", \$55,000;
- "Communicable diseases", \$55,000;
- "Sanitary engineering activities", \$70,000;
- "Foreign quarantine service", \$20,000;
- "Retired pay of commissioned officers", \$130,000;

The Surgeon General is authorized to transfer between appropriations to the Public Health Service such amounts as may be necessary to meet increased costs authorized by Public Law 20, Eighty-fourth Congress, but no appropriation shall be increased by more than \$10,000 as a result of such transfers.

SOCIAL SECURITY ADMINISTRATION

GRANTS TO STATES FOR PUBLIC ASSISTANCE

For an additional amount for "Grants to States for public assistance", \$47,000,000.

NATIONAL LABOR RELATIONS BOARD

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", \$800,000.

NATIONAL MEDIATION BOARD

For an additional amount for "Salaries and expenses", \$25,000, to be derived by transfer from the appropriation "Arbitration and emergency board", fiscal year 1956.

69 Stat. 410.

RAILROAD RETIREMENT BOARD

SALARIES AND EXPENSES, RAILROAD RETIREMENT BOARD

(TRUST FUND)

For an additional amount for "Salaries and expenses, Railroad Retirement Board (trust fund)", \$888,000, to be derived from the railroad retirement account.

CHAPTER VIII

PUBLIC WORKS

DEPARTMENT OF THE INTERIOR

OFFICE OF THE SECRETARY

OPERATION AND MAINTENANCE, SOUTHEASTERN POWER ADMINISTRATION

For an additional amount for "Operation and maintenance, Southeastern Power Administration", \$235,000.

DEPARTMENT OF THE ARMY—CIVIL FUNCTIONS

RIVERS AND HARBORS AND FLOOD CONTROL

Operation and Maintenance, General

For an additional amount for "Operation and maintenance, general", to remain available until expended, \$15,375,000, of which \$15,000,000 shall be available for carrying out the provisions of the Act of June 28, 1955 (Public Law 99), and of which not more than \$25,000 shall be available for the dredging of the Kalamazoo River, where it flows into Lake Michigan.

69 Stat. 186.
33 USC 701a.

CHAPTER IX

DEPARTMENT OF STATE

PAYMENT TO FOREIGN SERVICE RETIREMENT AND DISABILITY FUND

60 Stat. 1019. For payment to the Foreign Service retirement and disability fund as authorized by the Foreign Service Act of 1946 (22 U. S. C. 1061-1116), \$1,236,000.

EXTENSION AND REMODELING, STATE DEPARTMENT BUILDING

For an additional amount for "Extension and remodeling, State Department Building", to remain available until expended, \$800,000, to be transferred to the General Services Administration.

CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS

For an additional amount for "Contributions to international organizations", \$349,790.

DEPARTMENT OF JUSTICE

LEGAL ACTIVITIES AND GENERAL ADMINISTRATION

SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES

For an additional amount for "Salaries and expenses, general legal activities", \$500,000.

SALARIES AND EXPENSES, ANTITRUST DIVISION

For an additional amount for "Salaries and expenses, Antitrust Division", \$364,000.

FEES AND EXPENSES OF WITNESSES

69 Stat. 271. For an additional amount for "Fees and expenses of witnesses", \$100,000; and the limitation under this head in the Department of Justice Appropriation Act, 1956, on the amount available for compensation and expenses of witnesses or informants, is increased from "\$175,000" to "\$200,000".

SALARIES AND EXPENSES, CLAIMS OF PERSONS OF JAPANESE ANCESTRY

For an additional amount for "Salaries and expenses, claims of persons of Japanese ancestry", \$600,000.

THE JUDICIARY

SUPREME COURT OF THE UNITED STATES

MISCELLANEOUS EXPENSES

For an additional amount for "Miscellaneous expenses", \$900.

COURTS OF APPEALS, DISTRICT COURTS, AND OTHER JUDICIAL SERVICES

TRAVEL AND MISCELLANEOUS EXPENSES

69 Stat. 276. For an additional amount for "Travel and miscellaneous expenses", \$225,000, to be derived by transfer from the appropriation "Fees of jurors and commissioners", fiscal year 1956.

SALARIES OF REFEREES

For an additional amount for "Salaries of referees", \$8,375, to be derived from the referees' salary fund established in pursuance of the Act of June 28, 1946, as amended (11 U. S. C. 68).

60 Stat. 326.

EXPENSES OF REFEREES

For an additional amount for "Expenses of referees", \$111,500, to be derived from the referees' expense fund established in pursuance of the Act of June 28, 1946, as amended (11 U. S. C. 68 (c) (4)).

60 Stat. 327.

CHAPTER X

TREASURY DEPARTMENT

BUREAU OF ACCOUNTS

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", \$163,000.

COAST GUARD

RESERVE TRAINING

For an additional amount for "Reserve training", \$868,000, to be derived by transfer from the appropriation "Acquisition, construction, and improvements".

For an additional amount for "Reserve training", 1957, \$3,500,000.

POST OFFICE DEPARTMENT

OPERATIONS

For an additional amount for "Operations", \$16,000,000: *Provided*, That the Postmaster General, with the approval of the Director of the Bureau of the Budget, may transfer such sums (not to exceed \$2,000,000) as he deems necessary from any appropriation available to the Post Office Department for the remainder of the fiscal year ending June 30, 1956, to any other such appropriation or appropriations without regard to the limitations imposed by the first proviso contained in the paragraph under the heading "Operations" in title II of the Treasury-Post Office Appropriation Act, 1956.

69 Stat. 76.

THE TAX COURT OF THE UNITED STATES

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", \$87,000.

CHAPTER XI

DISTRICT OF COLUMBIA

OPERATING EXPENSES

METROPOLITAN POLICE

For an additional amount for "Metropolitan Police", \$240,000, of which \$36,000 shall be payable from the highway fund of the District of Columbia, as defined in the District of Columbia Appropriation Act, 1956.

69 Stat. 246.

DEPARTMENT OF PUBLIC HEALTH

For an additional amount for "Department of Public Health", \$150,000.

For an additional amount, fiscal year 1954, for "Freedmen's Hospital", \$137,489.

PUBLIC WELFARE

For an additional amount for "Department of Public Welfare", \$250,000.

For an additional amount, fiscal year 1955, for "Department of Public Welfare", \$327,000.

DEPARTMENT OF HIGHWAYS

For an additional amount for "Department of Highways", \$393,000.

SETTLEMENT OF CLAIMS AND SUITS

D.C. Code 1-904. For the payment of claims in excess of \$250, approved by the Commissioners in accordance with the provisions of the Act of February 11, 1929, as amended (45 Stat. 1160; 46 Stat. 500; 65 Stat. 131), \$44,708.

JUDGMENTS

For the payment of final judgments rendered against the District of Columbia, as set forth in House Document Numbered 330 (Eighty-fourth Congress), \$18,728, together with such further sums as may be necessary to pay the interest at not exceeding 4 per centum per annum on such judgments, as provided by law, from the date the same become due until the date of payment.

AUDITED CLAIMS

58 Stat. 533. For an additional amount for the payment of claims, certified to be due by the accounting officers of the District of Columbia, under appropriations the balances of which have been exhausted or credited to the general fund of the District of Columbia as provided by law (D. C. Code, title 47, sec. 130a), being for the service of the fiscal year 1953 and prior fiscal years, as set forth in House Document Numbered 330 (Eighty-fourth Congress), \$85,785, together with such further sums as may be necessary to pay the interest on audited claims for refunds at not exceeding 4 per centum per annum as provided by law (Act of July 10, 1952, 66 Stat. 546, sec. 14d).

D. C. Code 47-2413.

DIVISION OF EXPENSES

The sums appropriated in this Act for the District of Columbia shall, unless otherwise specifically provided for, be paid out of the general fund of the District of Columbia, as defined in the District of Columbia Appropriation Acts for the fiscal years involved.

CHAPTER XII

LEGISLATIVE BRANCH

SENATE

For payment to Lois Lilly Kilgore, widow of Harley M. Kilgore, late a Senator from the State of West Virginia, \$22,500.

SALARIES, OFFICES AND EMPLOYEES

Office of the Secretary: For an additional amount for the Office of the Secretary, \$2,535: *Provided*, That the basic compensation of the assistant to the majority and the assistant to the minority may be fixed by the majority and minority leaders, respectively, at a rate not to exceed \$8,820 per annum; and that effective April 1, 1956, the basic amount available for clerical assistance and readjustment of salaries in the disbursing office is increased by \$3,000.

CONTINGENT EXPENSES OF THE SENATE

Joint Committee on the Economic Report: For an additional amount for salaries and expenses of the Joint Committee on the Economic Report, \$10,914.

Inquiries and investigations: For an additional amount for expenses of inquiries and investigations, \$600,000.

Stationery: For an additional amount for stationery, \$2,900, and the amount available for stationery for committees and officers of the Senate is hereby increased to \$12,900.

ADMINISTRATIVE PROVISIONS

The third proviso in the paragraph relating to the authority of Senators and committee chairmen to rearrange the basic salaries of employees in their respective offices or committees, which appears in the Legislative Branch Appropriation Act, 1947, as amended (2 U. S. C. 60f), is amended to read as follows: "*Provided further*, That Senators and committee chairmen, on or before the day on which they are to become effective, shall certify in writing such changes or rearrangements to the disbursing office of the Senate which thereafter shall pay such employees in accordance with such certifications, except that, in the case of any change or rearrangement, other than original appointments, to become effective on or after the first day and prior to the tenth day of any month, such certification may be made at any time not later than the tenth day of such month".

60 Stat. 390.

HOUSE OF REPRESENTATIVES

For payment to Ella Stegen Reed, widow of Chauncey W. Reed, late a Representative from the State of Illinois, \$22,500.

CONTINGENT EXPENSES OF THE HOUSE

SPECIAL AND SELECT COMMITTEES

For an additional amount for "Special and select committees", \$300,000.

STATIONERY (REVOLVING FUND)

For an additional amount for "Stationery (revolving fund)", first session, Eighty-fourth Congress, \$100, to remain available until expended.

ATTENDING PHYSICIAN'S OFFICE

For an additional amount for "Attending physician's office", \$1,000.

FOLDING DOCUMENTS

For an additional amount for "Folding documents", \$15,000.

CAPITOL POLICE

GENERAL EXPENSES

For an additional amount for "General expenses", \$1,700.

CHAPTER XIII

CLAIMS FOR DAMAGES, AUDITED CLAIMS, AND
JUDGMENTS

For payment of claims for damages as settled and determined by departments and agencies in accord with law, audited claims certified to be due by the General Accounting Office, and judgments rendered against the United States by United States district courts and the United States Court of Claims, as set forth in Senate Document Numbered 110 and House Document Numbered 355, Eighty-fourth Congress, \$2,367,341, together with such amounts as may be necessary to pay interest (as and when specified in such judgments or in certain of the settlements of the General Accounting Office or provided by law) and such additional sums due to increases in rates of exchange as may be necessary to pay claims in foreign currency: *Provided*, That no judgment herein appropriated for shall be paid until it shall have become final and conclusive against the United States by failure of the parties to appeal or otherwise: *Provided further*, That, unless otherwise specifically required by law or by the judgment, payment of interest wherever appropriated for herein shall not continue for more than thirty days after the date of approval of this Act.

CHAPTER XIV

INCREASED PAY COSTS

For additional amounts for appropriations for the fiscal year 1956, for increased pay costs authorized by the Act of March 2, 1955 (Public Law 9), the Act of June 10, 1955 (Public Law 68), the Act of June 28, 1955 (Public Law 94), the Act of July 11, 1955 (Public Law 139), the Act of August 5, 1955 (Public Law 242), the Act of August 5, 1955 (Public Law 243), and the Act of August 5, 1955 (Public Law 244), as follows:

69 Stat. 9, 88,
172, 290, 499, 521,
530.
2 USC 31 note;
39 USC 951 note;
5 USC 1113 note;
2 USC 60a note et
seq.; D. C. Code
11-771; 11-753;
11-920; 47-2402;
31-659a-1 et seq.;
4-813 et seq.

LEGISLATIVE BRANCH

Senate:

"Salaries, officers and employees", \$3,763,750;

Contingent expenses of the Senate:

"Joint Committee on the Economic Report", \$10,985;

"Joint Committee on Atomic Energy", \$14,715;

"Joint Committee on Printing", for compiling, preparing, and indexing material for the biographical directory, \$140;

"Vice President's automobile", \$325;

"Automobile for the President pro tempore", \$325;

"Automobiles for majority and minority leaders", \$650;

"Reporting Senate proceedings", \$10,925;

"Folding documents", \$2,000;

"Inquiries and investigations", including \$7,500 authorized by Public Law 295, Eighty-fourth Congress, approved August 9, 1955, \$67,880;

"Miscellaneous items", \$15,130;

69 Stat. 580,
50 USC app. 2062.

House of Representatives:

"Salaries, officers and employees", \$681,345;

"Members' clerk hire", \$3,100,000;

Contingent expenses of the House:

"Furniture", \$9,300;

"Special and select committees", \$150,000;

"Joint Committee on Internal Revenue Taxation", \$20,000;

"Office of the Coordinator of Information", \$4,160;

"Attending physician's office", \$2,160;

"Folding documents", \$40,000;

"Revision of laws", \$2,800;

"Speaker's automobile", \$700;

"Automobile for the Majority Leader", \$665;

"Automobile for the Minority Leader", \$665;

Capitol police: "Capitol Police Board", \$6,810;

"Office of the Legislative Counsel", \$38,000 of which \$12,000 shall be disbursed by the Secretary of the Senate and \$26,000 shall be disbursed by the Clerk of the House of Representatives;

"Education of Senate and House pages", \$1,450;

Architect of the Capitol: Office of the Architect of the Capitol: "Salaries", \$6,000;

Botanic Garden: "Salaries and expenses", \$2,000;

Library of Congress:

"Salaries and expenses", \$283,064;

Copyright Office: "Salaries and expenses", \$80,415;

Legislative reference service: "Salaries and expenses", \$70,055;

Distribution of catalog cards: "Salaries and expenses", \$52,359;

"Books for the blind", \$6,678;

Government Printing Office: Office of Superintendent of Documents: "Salaries and expenses", \$87,270;

THE JUDICIARY

Supreme Court of the United States: "Salaries", \$9,000;

Customs Court: "Salaries and expenses", \$12,500;

Courts of appeals, district courts, and other judicial services:

"Salaries of supporting personnel", \$825,000;

"Administrative Office of the United States Courts", \$36,500;

EXECUTIVE OFFICE OF THE PRESIDENT

"Executive Mansion and grounds", \$17,575;

Bureau of the Budget: "Salaries and expenses", \$210,000;

Council of Economic Advisers: "Salaries and expenses", \$4,000;

National Security Council: "Salaries and expenses", \$4,000;

Office of Defense Mobilization: "Salaries and expenses", \$50,000;

President's Commission on Veterans' Pensions: "Salaries and expenses", \$12,000;

FUNDS APPROPRIATED TO THE PRESIDENT

"Refugee relief" (decrease the amount of the limitation under this head in the Departments of State and Justice, the Judiciary, and Related Agencies Appropriation Act, 1956, on capital for making loans from "\$2,000,000" to "\$1,685,655");

69 Stat. 279.

INDEPENDENT OFFICES

American Battle Monuments Commission: "Salaries and expenses", \$9,000;

Civil Service Commission: "Salaries and expenses", \$1,065,000;

Federal Civil Defense Administration:

"Operations", \$362,000, to be derived by transfer from the appropriation "Emergency supplies and equipment";

"Salaries and expenses, civil defense functions of Federal agencies", \$40,000, to be derived by transfer from the appropriation "Emergency supplies and equipment";

Federal Communications Commission: "Salaries and expenses", \$453,000;

Federal Mediation and Conciliation Service: "Salaries and expenses", \$160,000;

Federal Power Commission: "Salaries and expenses", \$250,000;

Federal Trade Commission: "Salaries and expenses", \$286,000;

General Accounting Office: "Salaries and expenses", \$1,500,000;

Indian Claims Commission: "Salaries and expenses", \$1,700;

Interstate Commerce Commission:

"General expenses", \$670,000;

"Railroad safety", \$60,500;

"Locomotive inspection", \$44,500;

National Capital Housing Authority: "Maintenance and operation of properties", \$1,400;

National Capital Planning Commission: "Salaries and expenses", \$6,700;

National Mediation Board: National Railroad Adjustment Board: "Salaries and expenses" (decrease of \$18,000 in the limitation upon the amount available for compensation and expenses of referees);

Securities and Exchange Commission: "Salaries and expenses", \$323,000;

Selective Service System: "Salaries and expenses" (decrease the amount of the limitation under this head in the Independent Offices Appropriation Act, 1956, on the amount available for registration, classification, and induction activities of local boards from "\$20,963,700" to "\$20,636,300");

Small Business Administration: "Salaries and expenses", \$128,000;

Smithsonian Institution:

"Salaries and expenses", \$166,000;

"Salaries and expenses, National Gallery of Art", \$81,000;

Tariff Commission: "Salaries and expenses", \$83,000;

United States Information Agency: "Salaries and expenses", \$2,000,000;

Veterans Administration:

"General operating expenses", \$9,500,000;

"Medical administration and miscellaneous operating expenses", \$755,600;

"Inpatient care", \$30,790,600;

"Maintenance and operation of supply depots", \$50,000;

GENERAL SERVICES ADMINISTRATION

"Emergency operating expenses", \$265,000;

"Operating expenses, Federal Supply Service", \$190,000;

"Expenses, general supply fund", \$625,000;

"Operating expenses, National Archives and Records Service", \$325,000;

"Administrative operations", \$285,000;

"Abaca fiber program" (increase of \$2,000 in the limitation upon the amount which may be used for administrative expenses);

DEPARTMENT OF AGRICULTURE

Agricultural Research Service:

"Research on strategic and critical agricultural materials", \$14,000;

"Foot-and-mouth and other contagious diseases of animals and poultry", \$45,000;

Extension Service: Federal Extension Service: "Administration and coordination", \$60,000, to be derived by transfer from the appropriation "Payments to States, Hawaii, Alaska, and Puerto Rico";

"Farmer Cooperative Service", \$19,000;

Forest Service: "State and private forestry cooperation", \$45,000;

Soil Conservation Service: "Conservation operations", \$3,650,000;

Agricultural Marketing Service: "Marketing research and service", \$1,300,000, of which \$925,000 shall be derived by transfer from the appropriation "Payments to States, Hawaii, Alaska, and Puerto Rico", Extension Service;

"Foreign Agricultural Service", \$80,000;

"Commodity Exchange Authority", \$44,000;

Commodity Stabilization Service: "Agricultural adjustment programs", \$150,000;

"Federal Crop Insurance Corporation", \$214,200;

Rural Electrification Administration: "Salaries and expenses", \$460,000;

"Office of the General Counsel", \$116,000;

"Office of the Secretary", \$138,000;

"Office of Information", \$43,500;

"Library", \$40,000;

DEPARTMENT OF COMMERCE

Office of the Secretary: "Salaries and expenses", \$140,500;

Bureau of the Census: "Censuses of business, manufactures, and mineral industries", \$304,000;

Civil Aeronautics Administration:

"Operation and regulation", \$5,890,000;

"Maintenance and operation, Washington National Airport", \$38,000;

"Maintenance and operation of public airports, Territory of Alaska", \$17,500;

Civil Aeronautics Board: "Salaries and expenses", \$265,000;

Coast and Geodetic Survey: "Salaries and expenses", \$340,000;

Business and Defense Services Administration: "Salaries and expenses", \$402,000;

Bureau of Foreign Commerce:

"Salaries and expenses", \$130,500;

"Export Control", \$186,000;

Office of Business Economics: "Salaries and expenses", \$60,000;

Maritime activities: "Salaries and expenses", \$525,500; and increase the limitations thereunder as follows:

Administrative expenses, \$410,000;

Maintenance of shipyard facilities and operation of warehouses, \$37,200;

Reserve fleet expenses, \$78,300;

Patent Office: "Salaries and expenses", \$500,000;

National Bureau of Standards: "Expenses", \$413,500;

Weather Bureau: "Salaries and expenses", \$1,650,000;

DEPARTMENT OF DEFENSE—MILITARY FUNCTIONS

Office of the Secretary of Defense: "Salaries and expenses", \$769,000;
 "Office of Public Affairs", \$27,500;
 Interservice activities: "Court of Military Appeals", \$41,400;
 Department of the Navy:
 "Service-wide supply and finance", \$7,400,000;
 "Service-wide operations", \$2,180,000;

DEPARTMENT OF DEFENSE—CIVIL FUNCTIONS

Department of the Army:
 Rivers and harbors and flood control:
 "General investigations", \$100,000;
 "General expenses", \$550,000;
 "United States Soldiers' Home", \$137,000, to be paid from the
 Soldiers' Home permanent fund;
 Canal Zone Government: "Operating expenses", \$448,000;
 "Panama Canal Company" (increase of \$49,000 in the limita-
 tion upon the amount which may be used for administrative ex-
 penses);

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration: "Salaries and expenses", \$360,000;
 Freedmen's Hospital: "Salaries and expenses", \$100,000;
 Gallaudet College: "Salaries and expenses", \$9,000;
 Howard University: "Salaries and expenses", \$215,000;
 Office of Education:
 "Salaries and expenses", \$190,000, to be derived by transfer
 from the appropriation "Promotion and further development of
 vocational education";
 "Salaries and expenses, White House Conference on Educa-
 tion", \$8,000;
 Office of Vocational Rehabilitation: "Salaries and expenses",
 \$58,000;
 Public Health Service:
 "Assistance to States, general", \$161,000;
 "Venereal diseases", \$116,000;
 "Tuberculosis", \$62,000;
 "Communicable diseases", \$146,000;
 "Sanitary engineering activities", \$120,000;
 "Disease and sanitary investigations and control, Territory of
 Alaska", \$14,000;
 "Salaries and expenses, hospital construction services", \$40,-
 000;
 "Hospitals and medical care", \$1,070,000;
 "Foreign quarantine service", \$150,000;
 "Indian health activities", \$1,150,000;
 "National Institutes of Health, operating expenses", \$30,000;
 "National Cancer Institute", \$150,000;
 "National Heart Institute", \$120,000, of which \$90,000 shall
 be derived by transfer from the appropriation "Construction of
 housing facilities for animals";
 "Dental health activities", \$40,000;
 "Arthritis and metabolic disease activities", \$100,000;
 "Microbiology activities", \$195,000;
 "Salaries and expenses", \$154,000;
 Saint Elizabeths Hospital: "Salaries and expenses", \$117,000;

Social Security Administration:

"Salaries and expenses, Bureau of Old-Age and Survivors Insurance", \$5,229,000, to be derived from the Federal old-age and survivors insurance trust fund;

"Salaries and expenses, Bureau of Public Assistance", \$95,000;

"Salaries and expenses, Children's Bureau", \$100,000, to be derived by transfer from the appropriation "Promotion and further development of vocational education";

"Salaries and expenses, Office of the Commissioner", \$11,400, together with not to exceed \$8,600 to be transferred from the Federal old-age and survivors insurance trust fund;

Office of the Secretary:

"Salaries and expenses", \$83,500, together with not to exceed \$11,500 to be transferred from the Federal old-age and survivors insurance trust fund;

"Salaries and expenses, Office of Field Administration", \$108,400, together with not to exceed \$27,000 to be transferred from Federal old-age and survivors insurance trust fund;

"Salaries and expenses, Office of the General Counsel", \$26,400, together with not to exceed \$1,500 to be transferred from the appropriation "Salaries and expenses, certification, inspection, and other services", and not to exceed \$25,900, to be derived from the Federal old-age and survivors insurance trust fund;

"Surplus property utilization", \$25,000;

DEPARTMENT OF THE INTERIOR

Office of the Secretary:

"Oil and Gas Division", \$15,600;

"Office of the Solicitor", \$165,000;

Commission of Fine Arts: "Salaries and expenses", \$1,000;

Bonneville Power Administration: "Operation and maintenance", \$175,000;

Bureau of Indian Affairs:

"Resources management", \$450,000;

"General administrative expenses", \$150,000;

Bureau of Reclamation:

"Operation and maintenance" (decrease the amount under this head in the Public Works Appropriation Act, 1956, which is to be derived from the reclamation fund from "\$20,223,638" to "\$20,171,138", and increase the amount under said head which is to be derived from the Colorado River dam fund from "\$1,697,000" to "\$1,749,500");

"General administrative expenses", \$160,000;

Bureau of Mines:

"Conservation and development of mineral resources", \$650,000;

"Health and safety", \$305,000;

"General administrative expenses", \$60,000;

National Park Service:

"Management and protection", \$618,000;

"Maintenance and rehabilitation of physical facilities", \$144,000;

"General administrative expenses", \$75,000;

Fish and Wildlife Service:

"Management of resources", \$280,000;

"Investigations of resources", \$185,000;

"General administrative expenses", \$50,000;

Administration, Department of the Interior: "Salaries and expenses", \$100,000;

69 Stat. 358.

DEPARTMENT OF JUSTICE

Legal activities and general administration:

"Salaries and expenses, general administration", \$173,000;

"Salaries and expenses, United States attorneys and marshals", \$559,000;

Federal Bureau of Investigation: "Salaries and expenses", \$5,826,000;

Immigration and Naturalization Service: "Salaries and expenses", \$1,995,000;

Federal Prison System:

"Salaries and expenses, Bureau of Prisons", \$1,335,000, of which \$275,000 shall be derived by transfer from the appropriation "Support of United States prisoners";

"Federal Prison Industries, Inc." (increase of \$15,000 in the limitation upon the amount which may be used for expenses of vocational training of prisoners);

DEPARTMENT OF LABOR

Office of the Secretary: "Salaries and expenses", \$90,850, to be derived by transfer from the appropriation "Unemployment compensation for veterans";

Office of the Solicitor: "Salaries and expenses", \$79,500, to be derived by transfer from the appropriation "Unemployment compensation for veterans";

Bureau of Labor Standards: "Salaries and expenses", \$49,000, to be derived by transfer from the appropriation "Unemployment compensation for veterans";

Bureau of Veterans' Reemployment Rights: "Salaries and expenses", \$22,500, to be derived by transfer from the appropriation "Unemployment compensation for veterans";

Bureau of Apprenticeship: "Salaries and expenses", \$200,800, to be derived by transfer from the appropriation "Unemployment compensation for veterans";

Bureau of Employment Security:

"Salaries and expenses", \$329,100, to be derived by transfer from the appropriation "Unemployment compensation for veterans";

"Salaries and expenses, Mexican farm labor program", \$107,000, to be derived by transfer from the appropriation "Unemployment compensation for veterans";

Bureau of Employees' Compensation: "Salaries and expenses", \$143,000, to be derived by transfer from the appropriation "Unemployment compensation for veterans";

Bureau of Labor Statistics: "Salaries and expenses", \$342,000, to be derived by transfer from the appropriation "Unemployment compensation for veterans";

Women's Bureau: "Salaries and expenses", \$23,000, to be derived by transfer from the appropriation "Unemployment compensation for veterans";

Wage and Hour Division: "Salaries and expenses", \$481,000, to be derived by transfer from the appropriation "Unemployment compensation for veterans";

POST OFFICE DEPARTMENT

(Out of postal fund)

"Administration", \$486,600;

"Operation", \$135,363,000;

"Transportation", \$11,100,000;
"Finance", \$335,400;
"Facilities", \$2,715,000;

DEPARTMENT OF STATE

"Salaries and expenses", \$3,080,000, of which \$263,000 shall be derived by transfer from the appropriation "Educational aid for China and Korea, State";

"Missions to international organizations", \$43,000, to be derived by transfer from the appropriation "Educational aid for China and Korea, State";

International Boundary and Water Commission, United States and Mexico:

"Salaries and expenses", \$22,000, to be derived by transfer from the appropriation "Educational aid for China and Korea, State";

"Operation and maintenance", \$39,000, to be derived by transfer from the appropriation "Educational aid for China and Korea, State";

"American sections, international commissions", \$13,000, to be derived by transfer from the appropriation "Educational aid for China and Korea, State";

"International educational exchange activities", \$170,000, to be derived by transfer from the appropriation "Educational aid for China and Korea, State";

TREASURY DEPARTMENT

Office of the Secretary:

"Salaries and expenses", \$170,000;

"Liquidation of Reconstruction Finance Corporation" (increase of \$85,000 in the amount which may be used for administrative expenses);

Bureau of Accounts: "Salaries and expenses, Division of Disbursement", \$280,000;

Bureau of the Public Debt: "Administering the public debt", \$752,000;

Office of the Treasurer: "Salaries and expenses", \$175,000;

Bureau of Customs: "Salaries and expenses", \$2,855,000;

Internal Revenue Service: "Salaries and expenses", \$17,900,000;

Bureau of Narcotics: "Salaries and expenses", \$155,000;

United States Secret Service:

"Salaries and expenses", \$179,000;

"Salaries and expenses, White House Police", \$57,000;

"Salaries and expenses, guard force", \$17,000;

Coast Guard: "Operating expenses", \$389,000, to be derived by transfer from the appropriation "Retired pay";

DISTRICT OF COLUMBIA

(Out of District of Columbia funds)

Operating expenses:

"Executive Office", \$17,500;

"Department of General Administration", \$88,400;

"Office of Corporation Council", \$24,400;

"Compensation and retirement fund expenses", \$440,000;

"Regulatory agencies", \$55,700;

"Department of Occupations and Professions", \$13,600;

"Public schools", \$3,172,000;

"Public Library", \$98,500;
 "Recreation Department", \$79,000;
 "Metropolitan Police", \$840,300, of which amount \$118,100 shall be payable from the highway fund;
 "Fire Department", \$330,000;
 "Office of Civil Defense", \$3,400;
 "Courts", \$445,000;
 "Department of Public Health", \$1,263,800;
 "Department of Corrections", \$145,000;
 "Department of Public Welfare", \$297,800;
 "Department of Buildings and Grounds", \$77,300;
 "Office of the Surveyor", \$4,400;
 "Department of Licenses and Inspections", \$54,000;
 "Department of Highways", \$70,300, of which amount \$50,522 shall be payable from the highway fund;
 "Department of Vehicles and Traffic", \$53,500 (payable from the highway fund);
 "Department of Sanitary Engineering", \$124,500, of which amount \$36,941 shall be payable from the water fund and \$37,487 shall be payable from the sanitary sewage works fund;
 "Washington Aqueduct", \$43,500 (payable from the water fund);
 "National Guard", \$5,800;
 "National Capital Parks", \$95,000;
 "National Zoological Park", \$21,600.

GENERAL PROVISION

SEC. 1402. Except where specifically increased or decreased elsewhere in this Act, the restrictions contained within appropriations, or provisions affecting appropriations or other funds, available during the fiscal year 1956, limiting the amounts which may be expended for personal services, or for purposes involving personal services, or amounts which may be transferred between appropriations or authorizations available for or involving such services, are hereby increased to the extent necessary to meet increased pay costs authorized by the Act of June 10, 1955 (Public Law 68), the Act of June 28, 1955 (Public Law 94), the Act of August 5, 1955 (Public Law 242), the Act of August 5, 1955 (Public Law 243), and the Act of August 5, 1955 (Public Law 244).

Approved May 19, 1956.

69 Stat. 28, 172,
 499, 521, 530,
 39 USC 951 note;
 5 USC 1113 note;
 2 USC 60 a note
 et. seq.; D. C.
 Code 31-659a-1 et
 seq.; 4813 et seq.

Public Law 534

CHAPTER 316

May 22, 1956
 [H. R. 7228]

AN ACT

To amend title II of the Act of August 30, 1954, entitled "An Act to authorize and direct the construction of bridges over the Potomac River, and for other purposes".

Jones Point
 bridge.
 Potomac River.

Construction.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 201 of title II of the Act of August 30, 1954, entitled "An Act to authorize and direct the construction of bridges over the Potomac River, and for other purposes" (68 Stat. 963), is hereby amended to read as follows:
 "SEC. 201. (a) The Secretary of Commerce (referred to hereinafter as the "Secretary") is authorized and directed to construct a six-lane bridge over the Potomac River, from a point at or near Jones Point,

Virginia, across a certain portion of the District of Columbia, to a point in Maryland, together with bridge approaches on property owned by the United States in the State of Virginia: *Provided*, That nothing in this section or in other sections of this Act shall be construed as authorizing or as requiring the Secretary to construct any ingress or egress approaches to the bridge which will directly connect with or empty into those streets within the corporate limits of the city of Alexandria, Virginia, which are east of Mount Vernon Boulevard (now known as Washington Street) and are now known as Potomac Street, South Lee Street, South Fairfax Street, South Royal Street, South Pitt Street, South St. Asaph Street, Green Street, and Jefferson Street.

Approaches.

“(b) The bridge shall be of deck girder construction, with a movable span of the double-leaf bascule type over the navigable channel having horizontal clearance of approximately one hundred and fifty feet and vertical clearance above mean low water of approximately forty feet, and shall be constructed in accordance with the provisions of subsection (b) of section 502 of the “General Bridge Act of 1946”, approved August 2, 1946 (60 Stat. 847), as amended, and subject to the conditions and limitations in this title.

Structure.

33 USC 525.

“(c) The Secretary shall request the recommendations and suggestions of the National Capital Planning Commission relative to the design of such bridge and approaches and shall consult with the Secretary of the Interior with respect to all plans for overpasses, approaches, interchanges, and connecting roads at both ends of the bridge which affect lands and facilities administered or authorized to be administered by the Department of the Interior.

Design, recommendations.

“(d) Upon the completion of the bridge project all lands acquired pursuant to this Act that are located within the authorized boundaries of the George Washington Memorial Parkway, with the exception of such portions thereof that shall be actually occupied by the bridge structure and main approaches leading thereto and the bridge itself, shall be under the administrative control and jurisdiction of the Secretary of the Interior for purposes of the Parkway.”

Jurisdiction, etc., of acquired lands.

SEC. 2. Section 204 of the said title II is hereby amended by inserting, immediately before the period at the end thereof, the words “and that such bridge will be maintained and operated by the said States”.

68 Stat. 964.

SEC. 3. There shall be transferred to the Department of Commerce so much of the records, property, and funds of the Department of the Interior as may be appropriate by reason of the enactment of the foregoing provisions of this Act. Such measures and dispositions as the Director of the Bureau of the Budget shall deem to be necessary to effectuate the said transfers shall be carried out in such manner as he shall direct and by such agencies as he shall designate.

Transfer of records, etc.

Approved May 22, 1956.

Public Law 535

CHAPTER 317

AN ACT

To designate the bridge to be constructed over the Potomac River in the vicinity of Jones Point, Virginia, as the “Woodrow Wilson Memorial Bridge”.

May 22, 1956
[H. R. 8130]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the bridge to be constructed over the Potomac River from a point at or near Jones Point, Virginia, across a certain portion of the District of Columbia, to a point in Maryland, under the provisions of title II of

Woodrow Wilson
Memorial Bridge.

68 Stat. 963.

the Act entitled "An Act to authorize and direct the construction of bridges over the Potomac River, and for other purposes", approved August 30, 1954 (68 Stat. 961; Public Law 704, Eighty-third Congress), shall be known and designated hereafter as the "Woodrow Wilson Memorial Bridge" in honor of Woodrow Wilson, the twenty-eighth President of the United States. Any law, regulation, map, document, record, or other paper of the United States in which such bridge is referred to shall be held to refer to such bridge as the "Woodrow Wilson Memorial Bridge".

Approved May 22, 1956.

Public Law 536

CHAPTER 319

May 24, 1956
[S. 3254]

AN ACT

To authorize the county of Custer, State of Montana, to convey certain lands to the United States.

Custer County,
Mont.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the county of Custer, State of Montana, may, notwithstanding the provisions of the Act of April 15, 1924 (43 Stat. 97), convey by quitclaim deed to the United States of America, for acceptance by the Secretary of the Interior under existing law, the following tract of land:

That portion of tract "C" as shown on the supplemental plat of townships 7 and 8 north, range 47 east, principal meridian, Montana, accepted by the assistant commissioner of the General Land Office on March 23, 1927, which is described as follows: Beginning at a point on the south boundary of tract "C", 669.23 feet north 73 degrees 10 minutes west of corner numbered 11 of tract "C", which point is 80 feet south 28 degrees 08 minutes west of the fair grounds boundary fence; thence north 61 degrees 52 minutes west, parallel with and 80 feet from the fair grounds boundary fence, a distance of 1,280.123 feet to the west boundary of tract "C"; thence south 16 degrees 50 minutes west along the west boundary of tract "C", a distance of 250.84 feet to corner numbered 3 of tract "C"; thence south 73 degrees 10 minutes east along the south boundary of tract "C", a distance of 1,255.33 feet to the place of beginning, containing 3.614 acres, more or less.

Miles City,
Mont.

SEC. 2. The Secretary of the Interior is hereby authorized to sell to the city of Miles City, Montana, under the terms and conditions of sections 2, 3, and 6 of the Act of June 16, 1950 (64 Stat. 233), as amended, any portion of the lands conveyed to the United States under section 1 of this Act which the Secretary determines is excess to the needs of the Department of the Interior.

Approved May 24, 1956.

Public Law 537

CHAPTER 320

May 24, 1956
[S. J. Res. 166]

JOINT RESOLUTION

To designate the dam and reservoir to be constructed on the Lower Cumberland River, Kentucky, as Barkley Dam and Lake Barkley, respectively.

Whereas the Congress is keenly aware that the late Senator Alben William Barkley was so devoted to the people of the United States that he dedicated his life in unselfish public service to secure peace, to provide happiness, and to preserve freedom for the citizens of the United States, rising to the positions of Representative, Senator, and Vice President in said service; and

Whereas the Congress deems it fitting that the fine qualities of statesmanship, patriotism, and loyalty exemplified in the life of the late Alben William Barkley should not be forgotten by the people he served so well: Now, therefore, be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the dam to be constructed on the Lower Cumberland River, Kentucky, authorized by the Flood Control Act of 1954, and the reservoir to be formed by the waters impounded by such dam, shall hereafter be known as Barkley Dam and Lake Barkley, respectively, and any law, regulation, document or record of the United States in which such dam and reservoir are designated or referred to shall be held to refer to such dam and reservoir under and by the name Barkley Dam and Lake Barkley, respectively.

Approved May 24, 1956.

Barkley Dam and
Lake Barkley, Ky.
Designation.
68 Stat. 1251.

Public Law 538

CHAPTER 325

AN ACT

To amend the Merchant Marine Act of 1936 so as to provide for the utilization of privately owned shipping services in connection with the transportation of privately owned vehicles.

May 28, 1956
[S. 2286]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 901 of the Merchant Marine Act of 1936, as amended, is amended by adding at the end thereof a new subsection as follows:

68 Stat. 832.
46 USC 1241.

“(c) That notwithstanding any other provision of law, privately owned American shipping services may be utilized for the transportation of motor vehicles owned by Government personnel whenever transportation of such vehicles at Government expense is otherwise authorized by law.”

Approved May 28, 1956.

Public Law 539

CHAPTER 326

AN ACT

Relating to the issuance of certain patents in fee to lands within the Blackfoot Indian Reservation, Montana.

May 28, 1956
[H. R. 4604]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized, on application therefor, to issue to each holder of an exchange assignment on the Blackfoot Indian Reservation, Montana, a patent to the lands that are covered by such exchange assignment. The patent shall include all oil, gas, coal, and other minerals in the land unless the Indian to whom the patent is issued reserved the right to such minerals in the land that was transferred by him to the tribe, or unless he did not have the right to such minerals in the land so transferred. The patent shall be a patent in fee if in the judgment of the Secretary the applicant is able to manage his own affairs without governmental assistance, and shall be a trust patent if the Secretary determines that the applicant needs governmental assistance in handling his affairs. Any trust created by such patent may be terminated by the Secretary when in his judgment the need therefor has ended.

Blackfoot Indian
Reservation, Mont.

Approved May 28, 1956.

Public Law 540

CHAPTER 327

May 28, 1956
[H.R. 10875]

AN ACT

To enact the Agricultural Act of 1956.

Agricultural Act
of 1956.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Agricultural Act of 1956".

TITLE I—SOIL BANK ACT

SHORT TITLE

Soil Bank Act.

SEC. 101. This title may be cited as the "Soil Bank Act".

DECLARATION OF POLICY

SEC. 102. The Congress hereby finds that the production of excessive supplies of agricultural commodities depresses the prices and income of farm families; constitutes improper land use and brings about soil erosion, depletion of soil fertility, and too rapid release of water from lands where it falls, thereby adversely affecting the national welfare, impairing the productive facilities necessary for a continuous and stable supply of agricultural commodities, and endangering an adequate supply of water for agricultural and nonagricultural use; overtaxes the facilities of interstate and foreign transportation; congests terminal markets and handling and processing centers in the flow of commodities from producers to consumers; depresses prices in interstate and foreign commerce; disrupts the orderly marketing of commodities in such commerce; and otherwise affects, burdens, and obstructs interstate and foreign commerce. It is in the interest of the general welfare that the soil and water resources of the Nation be not wasted and depleted in the production of such burdensome surpluses and that interstate and foreign commerce in agricultural commodities be protected from excessive supplies. It is hereby declared to be the policy of the Congress and the purposes of this title to protect and increase farm income, to protect the national soil, water, and forest and wildlife resources from waste and depletion, to protect interstate and foreign commerce from the burdens and obstructions which result from the utilization of farmland for the production of excessive supplies of agricultural commodities, and to provide for the conservation of such resources and an adequate, balanced, and orderly flow of such agricultural commodities in interstate and foreign commerce. To effectuate the policy of Congress and the purposes of this title programs are herein authorized to assist farmers to divert a portion of their cropland from the production of excessive supplies of agricultural commodities, and to carry out a program of soil, water, forest and wildlife conservation. The activities authorized under this title are supplementary to the acreage allotments and marketing quotas authorized under the Agricultural Adjustment Act of 1938, as amended, and together with such acreage allotments and marketing quotas, constitute an over-all program to prevent excessive supplies of agricultural commodities from burdening and obstructing interstate and foreign commerce.

52 Stat. 31.
7 USC 1281.

SUBTITLE A—ACREAGE RESERVE PROGRAM

TERMS AND CONDITIONS

SEC. 103. (a) Notwithstanding any other provision of law, the Secretary of Agriculture (hereinafter referred to as the "Secretary") is authorized and directed to formulate and carry out an acreage reserve program for the 1956, 1957, 1958, and 1959 crops of wheat, cotton, corn produced in the commercial corn-producing area, peanuts, rice, flue-cured tobacco, burley tobacco, Maryland tobacco, dark air-cured tobacco, fire-cured tobacco, Virginia sun-cured tobacco, cigar binder tobacco types 51, 52, 54, and 55, Ohio cigar filler tobacco types 42, 43, and 44, respectively (hereinafter referred to as "the commodity"), under which producers shall be compensated for reducing their acreages of the commodity below their farm acreage allotments or their farm base acreages, whichever may be applicable. To be eligible for such compensation the producer (1) shall reduce his acreage of the commodity below his farm acreage allotment or farm base acreage, whichever may be applicable, within such limits as the Secretary may prescribe, (2) shall specifically designate the acreage so withdrawn from the production of such commodity (hereinafter referred to as the "reserve acreage"), and (3) shall not harvest any crop from, or graze, the reserve acreage unless the Secretary, after certification by the Governor of the State in which such acreage is situated of the need for grazing on such acreage, determines that it is necessary to permit grazing thereon in order to alleviate damage, hardship, or suffering caused by severe drought, flood, or other natural disaster, and consents to such grazing. Reserve acreage of a commodity may include acreage whether or not planted to the production of the 1956 crop of the commodity prior to the announcement of the acreage reserve program for the 1956 crop if the crop thereon, if any, shall be plowed under or otherwise physically incorporated into the soil, or clipped, mowed, or cut to prevent maturing so that the reduction in acreage of the commodity below the acreage allotment occurs not later than 21 days after the enactment of this title, or by such later date as may be fixed by the Secretary. The reserve acreage shall be in addition to any acreage devoted to the conservation reserve program authorized under subtitle B of this title. The acreage reserve program may include such terms and conditions, in addition to those specifically provided for herein, including provisions relating to control of noxious weeds on the reserve acreage, as the Secretary determines are desirable to effectuate the purposes of this title and to facilitate the practical administration of the acreage reserve program.

Before any producer is entitled to receive any compensation for participating in the acreage reserve program, he must first enter into a contract with the Secretary, which contract, in addition to such other terms and conditions as may be prescribed by the Secretary, shall contain provisions by which such producer shall agree:

Contract.

(i) In the event that the Secretary determines that there has been a violation of the contract at any stage during the time such producer has control of the farm and that such violation is of such a substantial nature as to warrant termination of the contract, to forfeit all rights to payments or grants under the contract, and to refund to the United States all payments and grants received by him thereunder: *Provided, however,* That the provisions of Section 107 (d) shall apply to the termination of any contract hereunder.

Post, p. 193.

(ii) In the event that the Secretary determines that there has been a violation of the contract but that such violation is of such a nature as not to warrant termination of the contract, to accept such payment ad-

justments, forfeit such benefits, and make such refunds to the United States of payments and benefits received by him, under the contract, as the Secretary may determine to be appropriate.

Corn.

52 Stat. 51.
7 USC 1327.

(b) (1) There is hereby established for 1956 and for each year for which an acreage reserve program is in effect for corn a total base acreage of corn for the commercial corn-producing area proclaimed under section 327 of the Agricultural Adjustment Act of 1938, as amended, of fifty-one million acres. The total base acreage of corn for the commercial corn-producing area shall be apportioned by the Secretary among the counties in such area on the basis of the acreage of corn in such counties during the five calendar years immediately preceding the calendar year in which the apportionment is made (plus, in applicable years, the acreage diverted under previous agricultural adjustment, conservation, and soil bank programs), with adjustments for abnormal weather conditions, for trends in acreage during such period and for the promotion of soil-conservation practices: *Provided*, That any downward adjustment for the promotion of soil-conservation practices shall not exceed 2 per centum of the total base acreage that would otherwise be apportioned to the county. The base acreage for the county shall be apportioned by the Secretary, through the local committees, among the farms within the county on the basis of past acreage of corn (planted and diverted), tillable acreage crop-rotation practices, types of soil, and topography.

Post, p. 206.

(2) This subsection (b) shall become inoperative after 1956 if in the referendum conducted pursuant to section 308 (b), producers do not vote in favor of the program provided in subsection (c) of such section.

EXTENT OF PARTICIPATION IN PROGRAM

SEC. 104. For purposes of the acreage reserve program the Secretary shall establish a national reserve acreage goal for the 1956, 1957, 1958, and 1959 crops of each commodity specified in section 103 (a). The limits within which individual farms may participate in the acreage reserve program shall be established in such manner as the Secretary determines is reasonably calculated to achieve the national reserve acreage goal and give producers a fair and equitable opportunity to participate in the acreage reserve program, taking into consideration their acreage allotments or farm base acreages, whichever may be applicable, the supply and demand conditions for different classes, grades, and qualities of the commodity, and such other factors as he deems appropriate.

COMPENSATION OF PRODUCERS

Negotiable certificates.

SEC. 105. (a) Producers shall be compensated for participating in the acreage reserve program through the issuance of negotiable certificates which the Commodity Credit Corporation shall redeem in accordance with regulations prescribed by the Secretary (1) in cash upon presentation by the producer or by any holder in due course or (2) at the option of the producer in the case of certificates issued with respect to grains and upon presentation by him, in grains (such grains to be valued by the Secretary at such levels as he determines will not materially impair the market price for such grain yet will, to the maximum extent practicable encourage acceptance of payment in grains in lieu of cash): *Provided*, That disposition of quantities of stocks hereunder in any one year shall be limited to not more than two-thirds of such quantities of such commodities as the Secretary determines would be a reasonable estimate of what would have been produced for marketing during such marketing year on the acreage

withheld from production under the provisions of this title: *And provided further*, That such stocks shall not be released prior to the end of the normal harvesting season for the particular commodity being released. Compensation under this section shall be at such rate or rates as the Secretary determines will provide producers with a fair and reasonable return for reducing their acreage of the commodity, taking into consideration the loss of production of the commodity on the reserve acreage, any savings in cost which result from not planting the commodity on the reserve acreage, and the incentive necessary to achieve the reserve acreage goal. The Secretary shall make an adjustment in yields for drought, flood, or other abnormal conditions in estimating the loss of production for purposes of establishing rates of compensation. The rates of payment offered under this section shall be such as to encourage producers to underplant their allotments more than one year. Commodities delivered to producers in redemption of such certificates shall not be eligible for tender to Commodity Credit Corporation under the price support program.

(b) Compensation shall be paid to any producer for participating in the acreage reserve program for any year including 1956 when the Secretary has ascertained that such producer has complied with the acreage reduction requirements of such program for such year.

(c) The total compensation paid producers for participating in the acreage reserve program with respect to any year's crops shall not exceed \$750,000,000, and with respect to any commodity for any year shall not exceed the amount shown below: Wheat, \$375,000,000; cotton, \$300,000,000; corn in the commercial corn-producing area, \$300,000,000; peanuts, \$7,000,000; rice, \$23,000,000; and tobacco, \$45,000,000. The total amount available for the acreage reserve program for any year's crops shall be apportioned among the various commodities on the basis of the amounts required to achieve the reserve acreage goal for each commodity established under section 104.

EFFECT ON ACREAGE ALLOTMENTS AND QUOTAS

SEC. 106. (a) In the future establishment of State, county, and farm acreage allotments under the Agricultural Adjustment Act of 1938, as amended, or base acreages under this title, reserve acreages applicable to any commodity shall be credited to the State, county, and farm as though such acreage had actually been devoted to the production of the commodity.

52 Stat. 31.
7 USC 1281.

(b) In applying the provisions of paragraph (6) of Public Law 74, Seventy-seventh Congress (7 U. S. C. 1340 (6)), and sections 326 (b) and 356 (g) of the Agricultural Adjustment Act of 1938, as amended (7 U. S. C. 1326 (b), 1356 (g)), relating to reduction of the storage amounts of wheat and rice, the reserve acreage of the commodity on any farm shall be regarded as wheat acreage or rice acreage, as the case may be, on the farm.

55 Stat. 204.
52 Stat. 51.
63 Stat. 1060.

SUBTITLE B—CONSERVATION RESERVE PROGRAM

TERMS AND CONDITIONS

SEC. 107. (a) To effectuate the purposes of this title the Secretary is hereby authorized to enter into contracts for periods of not less than three years with producers determined by him to have control for the contract period of the farms covered by the contract wherein the producer shall agree:

Producers' contracts.

(1) To establish and maintain for the contract period protective vegetative cover (including but not limited to grass and trees), water

storage facilities, or other soil-, water-, wildlife-, or forest-conserving uses on a specifically designated acreage of land on the farm regularly used in the production of crops (including crops, such as tame hay, alfalfa, and clovers, which do not require annual tillage).

(2) To devote to conserving crops or uses, or allow to remain idle, throughout the contract period an acreage of the remaining land on the farm which is not less than the acreage normally devoted only to conserving crops or uses or normally allowed to remain idle on such remaining acreage.

(3) Not to harvest any crop from the acreage established in protective vegetative cover, excepting timber (in accordance with sound forestry management) and wildlife or other natural products of such acreage which do not increase supplies of feed for domestic animals.

Ante, p. 189.

(4) Not to graze any acreage established in protective vegetative cover prior to January 1, 1959, or such later date as may be provided in the contract, except pursuant to the provisions of section 103 (a) (3) hereof; and if such acreage is grazed at the end of such period, to graze such acreage during the remainder of the period covered by the contract in accordance with sound pasture management.

(5) Not to adopt any practice, or divert lands on the farm from conservation, woods, grazing, or other use, to any use specified by the Secretary in the contract as a practice or use which would tend to defeat the purposes of the contract.

(6) (A) In the event that the Secretary determines that there has been a violation of the contract (including the prohibition of grazing on conservation acreages) at any stage during the time such producer has control of the farm and that such violation is of such a substantial nature as to warrant termination of the contract, to forfeit all rights to payments or grants under the contract, and to refund to the United States all payments and grants received by him thereunder.

(B) In the event that the Secretary determines that there has been a violation of the contract but that such violation is of such a nature as not to warrant termination of the contract, to accept such payment adjustments, forfeit such benefits, and make such refunds to the United States of payments and benefits received by him, under the contract, as the Secretary may determine to be appropriate.

(7) To such additional provisions as the Secretary determines are desirable and includes in the contract to effectuate the purposes of this title and to facilitate the practical administration of the conservation reserve program, including provisions relating to control of noxious weeds.

Agreement by
Secretary.

(b) In return for such agreement by the producer the Secretary shall agree:

(1) To bear such part of the cost (including labor) of establishing and maintaining vegetative cover or water storage facilities, or other soil-, water-, wildlife-, or forest-conserving uses, on the designated acreage as the Secretary determines to be necessary to effectuate the purposes of this title, but not to exceed a maximum amount per acre or facility prescribed by the Secretary for the county or area in which the farm is situated; and

(2) To make an annual payment to the producer for the term of the contract upon determination that he has fulfilled the provisions of the contract entitling him to such payment. The rate or rates of the annual payment to be provided for in the contracts shall be established on such basis as the Secretary determines will provide producers with a fair and reasonable annual return on the land established in protective vegetative cover or water storage facilities, or other soil-, water-, wildlife-, or forest-conserving uses, taking into consideration

the value of the land for the production of commodities customarily grown on such kind of land in the county or area, the prevailing rates for cash rentals for similar land in the county or area, the incentive necessary to obtain contracts covering sufficient acreage for the substantial accomplishment of the purposes of the conservation reserve program, and such other factors as he deems appropriate. Such rate or rates may be determined on an individual farm basis, a county or area basis, or such other basis as the Secretary determines will facilitate the practical administration of the program.

(c) In determining the lands in any area to be covered by contracts entered into under this section, the Secretary may use advertising and bid procedure if he determines that such action will contribute to the effective and equitable administration of the conservation reserve program.

Advertising and
bids.

(d) A contract shall not be terminated under paragraph (6) of subsection (a) unless the nature of the violation is such as to defeat or substantially impair the purposes of the contract. Whenever the State committee believes that there has been a violation which would warrant termination of a contract, the producer shall be given written notice thereof by registered mail or personal service, and the producer shall, if he requests such an opportunity within thirty days after the delivery or service of such notice, be given an opportunity to show cause, in an informal proceeding before the county committee under regulations promulgated by the Secretary, why the contract should not be terminated. If the producer does not request an opportunity to show cause why the contract should not be terminated within such thirty-day period, the determination of the State committee made in accordance with regulations of the Secretary shall be final and conclusive. If the producer within such thirty-day period requests an opportunity to show cause why the contract should not be terminated, the county committee, at the conclusion of the proceeding, shall submit a report, including its recommendations, to the State committee for a determination, on the basis of such report and such other information as is available to the State committee, as to whether there has been a violation which would warrant termination of the contract. The producer shall be accorded the right, in accordance with regulations promulgated by the Secretary, to appear before the State committee in connection with the State committee's determination of the issue. The producer shall be given written notice by registered mail or personal service of the State committee's determination. If the producer feels aggrieved by such determination, he may obtain judicial review of such determination by filing a complaint with the United States district court for the district in which the land covered by the contract is located, within ninety days after the delivery or service of notice of such determination, requesting the court to set aside such determination. Service of process in such action shall be made in accordance with the rule for service of process upon the United States prescribed by the Rules of Civil Procedure for the United States District Courts. The copy of the summons and complaint required to be delivered to the officer or agency whose order is being attacked shall be sent to the chairman of the State committee. The action in the United States district court shall be a trial de novo to determine whether there has been a violation which would warrant termination of the contract. If the producer does not seek judicial review of the State committee's determination within the ninety-day period allowed therefor, the State committee's determination shall be final and conclusive. The terms "county committee" and "State committee" as used herein refer to the county and State committees established under section 8 of the Soil Conservation and Domestic Allotment Act, as amended.

Termination of
contracts because
of violations.

49 Stat. 1149.
16 USC 590h.

CONSERVATION RESERVE GOAL

SEC. 108. (a) The Secretary shall not later than February 1 of each year determine and announce the national conservation reserve goal for such year. Such goal shall be that percentage which the Secretary determines it is practicable to cover by contracts during such year of the number of acres, if any, by which (1) the acreage used for the production of agricultural commodities during the year preceding the year for which such determination is made, plus any acreage then in the acreage or conservation reserve program or retired from production as a result of acreage allotments or marketing quotas, exceeds (2) the acreage needed during the year for which such determination is made for the production of agricultural commodities for domestic consumption and export and an adequate allowance for carryover. As soon as practicable after the enactment of this title the Secretary shall determine the national conservation acreage goal for 1956.

(b) In distributing the national acreage goal among the various States and major crop production regions, the Secretary shall give due regard to the respective needs of the various States and regions for flood control, drought control, and other conservation benefits; the desires of producers in particular States or regions to participate in the conservation program; the diversion of acreage from crops under acreage allotments or marketing quotas; and the need to assure adequate production of agricultural commodities and products not in surplus and to discourage the production of agricultural commodities and products in surplus.

Report to Congress.

(c) The Secretary shall transmit to the Congress on or before March 15 of each year a report of the scope of the conservation reserve program for the preceding year and the basis for participation in such program in the various States and major crop production regions of the country.

AUTHORIZED PERIOD OF CONTRACTS AND EXPENDITURES

SEC. 109. (a) The Secretary is authorized to formulate and announce programs under this subtitle B and to enter into contracts thereunder with producers during the five-year period 1956-1960 to be carried out during the period ending not later than December 31, 1969, except that contracts for the establishment of tree cover may continue until December 31, 1974.

(b) The period covered by any contract shall not exceed ten years, except that contracts for the establishment of tree cover may extend for 15 years.

(c) In carrying out the conservation reserve program, the Secretary shall not enter into contracts with producers which would require payments to producers, including the cost of materials and services, in excess of \$450,000,000 in any calendar year.

TERMINATION AND MODIFICATION OF CONTRACTS

SEC. 110. (a) The Secretary may terminate any contract with a producer by mutual agreement with the producer if the Secretary determines that such termination would be in the public interest.

(b) The Secretary may agree to such modification of contracts previously entered into as he may determine to be desirable to carry out the purposes of this title and to facilitate the practical administration of the conservation reserve program.

CONSERVATION MATERIALS AND SERVICES

SEC. 111. (a) The Secretary may purchase or produce conservation materials and services and make such materials and services available to producers under the conservation reserve program to aid them in establishing vegetative cover or water storage facilities, or other soil-, water-, wildlife-, or forest-conserving uses, under contracts authorized by this subtitle B, may reimburse any Federal, State, or local government agency for conservation materials and services furnished by such agency, and may pay expenses necessary in making such materials, and services available, including all or part of the costs incident to the delivery, application, or installation of materials and services.

(b) Notwithstanding any other provision of law, in making conservation materials and services available to producers hereunder, the Secretary may make payments, in advance of determination of performance by the producers, to persons who fill purchase orders covering approved conservation materials or who render services to the Secretary in furnishing to producers approved conservation materials or services for the establishment by the producers of vegetative cover or water storage facilities, or other soil-, water-, wildlife-, or forest-conserving uses, under contracts authorized by this subtitle B. The price at which purchase orders for any conservation material or service are filled may be limited, if the Secretary determines that it is necessary in the interest of producers and the Government, to a fair price fixed in accordance with regulations prescribed by the Secretary.

EFFECT ON OTHER PROGRAMS

SEC. 112. Notwithstanding any other provision of law—

(1) insofar as the acreage of cropland on any farm enters into the determination of acreage allotments and marketing quotas under the Agricultural Adjustment Act of 1938, as amended, the cropland acreage on the farm shall not be deemed to be decreased during the period of any contract entered into under the conservation reserve program by reason of the establishment and maintenance of vegetative cover or water storage facilities, or other soil-, water-, wildlife-, or forest-conserving uses, under such contract; and

52 Stat. 31.
7 USC 1281.

(2) the acreage on any farm which is determined under regulations of the Secretary to have been diverted from the production of any commodity in order to carry out the contract entered into under the conservation reserve program shall be considered acreage devoted to the commodity for the purposes of establishing future State, county, and farm acreage allotments under the Agricultural Adjustment Act of 1938, as amended, and base acreages under this Act.

52 Stat. 31.
7 USC 1281.

GEOGRAPHICAL APPLICABILITY

SEC. 113. This subtitle B shall apply to the continental United States, and, if the Secretary determines it to be in the national interest, to one or more of the Territories of Alaska and Hawaii, the Commonwealth of Puerto Rico, and the Virgin Islands, and as used in this subtitle B, the term "State" includes Alaska, Hawaii, Puerto Rico, and the Virgin Islands.

SUBTITLE C—GENERAL PROVISIONS

COMPLIANCE WITH ACREAGE ALLOTMENTS

Post, p. 208.

SEC. 114. No person shall be eligible for payments or compensation under this title with respect to any farm for any year in which (1) the acreage of any basic agricultural commodity other than wheat or corn on the farm exceeds the farm acreage allotment for the commodity under title III of the Agricultural Adjustment Act of 1938, as amended, or (2) the wheat acreage on the farm exceeds the larger of the farm wheat acreage allotment under such title or fifteen acres, or (3) the corn acreage on the farm, in the case of a farm in the commercial corn-producing area, exceeds the farm base acreage for corn or the farm acreage allotment, whichever is in effect. For the purpose of this section, a producer shall not be deemed to have exceeded his farm acreage allotment or farm base acreage, unless such producer knowingly exceeded such allotment or base acreage and, in the case of wheat, unless such producer knowingly exceeded the farm acreage allotment or fifteen acres, whichever is larger.

REAPPORTIONMENT PROHIBITED

SEC. 115. No acreage diverted from the production of any commodity subject to acreage allotments as a result of participation in the acreage reserve or conservation reserve programs shall be reapportioned or allotted to any other farm.

CERTIFICATE OF CLAIMANT

Ante, p. 191.

SEC. 116. Subject to the provisions of section 105 (b), payment or compensation authorized by this title may be made upon the certificate of the claimant, in such form as the Secretary may prescribe, that he has complied with all requirements for such payment and that the statements and information contained in the application for payment are correct and true, to the best of his knowledge and belief.

UTILIZATION OF LOCAL AND STATE COMMITTEES

49 Stat. 1149.
16 USC 590h.

SEC. 117. In administering this title in the continental United States, the Secretary shall utilize the services of local, county, and State committees established under section 8 of the Soil Conservation and Domestic Allotment Act, as amended.

UTILIZATION OF OTHER AGENCIES

SEC. 118. With respect to conservation aspects of any program under this title, the Secretary shall consult with the soil-conservation districts, State foresters, State game and fish agencies, land-grant colleges, and other appropriate agencies of State governments, and with the Fish and Wildlife Service, in the formulation of program provisions at the State and county levels. The technical resources of the Soil Conservation Service, the Forest Service, the land-grant colleges, the State foresters, State game and fish agencies, the Fish and Wildlife Service, and other appropriate technical services shall be utilized, so far as practicable, to assure coordination of conservation activities and a solid technical foundation for the program.

UTILIZATION OF LAND USE CAPABILITY DATA

SEC. 119. In administering this title the Secretary shall utilize to the fullest practicable extent land use capability data, including capability

surveys as developed by the Soil Conservation Service, and shall carry forward to completion as rapidly as possible the basic land inventory of the Nation.

FINANCING

SEC. 120. (a) The Secretary is authorized to utilize the facilities, services, authorities, and funds of the Commodity Credit Corporation in discharging his functions and responsibilities under this title, including payment of costs of administration for the programs authorized under this title: *Provided*, That the Secretary shall, prior to February 1, 1957, or such earlier date as may be practicable, submit to the Congress a full program of all operations under this title which will require the making of expenditures during the fiscal year ending June 30, 1958; and, after June 30, 1957, the Commodity Credit Corporation shall not make any expenditures for carrying out the purposes of this title unless the Corporation has received funds to cover such expenditures from appropriations made to carry out the purposes of this title. There are hereby authorized to be appropriated such sums as may be necessary to carry out the purposes of this title, including such amounts as may be required to make payments to the Corporation for its actual costs incurred or to be incurred under this section.

Report to Congress.

Appropriations.

(b) All funds available for carrying out the purposes of this title shall be available for transfer to such agencies of the Federal or State governments as the Secretary may request to cooperate or assist in carrying out this title; and for technical assistance in formulating and carrying out the programs authorized by this title. The Secretary may make such payments in advance of determination of performance.

Transfer of funds, etc.

FINALITY OF DETERMINATIONS

SEC. 121. The facts constituting the basis for any payment or compensation, or the amount thereof, authorized to be made under this title, when officially determined in conformity with applicable regulations prescribed by the Secretary, shall be final and conclusive and shall not be reviewable by any other officer or agency of the Government. In case any producer who is entitled to any payment or compensation dies, becomes incompetent, or disappears before receiving such payment or compensation, or is succeeded by another who renders or completes the required performance, the payment or compensation shall, without regard to any other provisions of law, be made as the Secretary may determine to be fair and reasonable in all the circumstances and so provide by regulations.

PROTECTION OF TENANTS AND SHARECROPPERS

SEC. 122. In the formulation and administration of programs under this title, the Secretary shall provide adequate safeguards to protect the interests of tenants and sharecroppers, including provision for sharing, on a fair and equitable basis, in payments or compensation under this title, and including such provision as may be necessary to prevent them from being forced off the farm. Applications to participate in any such program shall specify the basis on which the landlord, tenants, and sharecroppers are to share in such payments or compensation, and no contract under any such program shall be entered into unless such basis is approved by the county committee and incorporated into the contract. The standards prescribed by the Secretary for the guidance of county committees in determining whether any such basis shall be approved shall include the requirement that consideration be given to the respective contributions which would have

been made by the landlord, tenants, and sharecroppers in the production of the crops which would have been produced on the acreage diverted from production under the contract and the basis on which they would have shared in such crops or the proceeds thereof.

PENALTY FOR GRAZING OR HARVESTING

Ante, pp. 189, 191. SEC. 123. Any producer who knowingly and willfully grazes or harvests any crop from any acreage in violation of a contract entered into under section 103 or 107 shall be subject to a civil penalty equal to 50 per centum of the compensation payable for compliance with such contract for the year in which the violation occurs. Such penalty shall be in addition to any amounts required to be forfeited or refunded under the provisions of such contract, and shall be recoverable in a civil suit brought in the name of the United States.

REGULATIONS

SEC. 124. The Secretary shall prescribe such regulations as he determines necessary to carry out the provisions of this title.

PRODUCTION ON GOVERNMENT LANDS PROHIBITED

SEC. 125. The President shall, with respect to farmlands now or hereafter owned by the Federal Government, restrict insofar as practicable the leasing of such lands for the production of price supported crops in surplus supply. Nothing contained in this section shall prevent the production of such crops on national wildlife refuges under cooperative permits where such production is necessary to maintain satisfactory wildlife populations, especially of waterfowl for beneficial use.

POOLING OF CONSERVATION RESERVE LAND

SEC. 126. Whenever management of family farms or optimum land use will be aided, the Secretary of Agriculture is authorized to permit farmers to pool their rights to participate jointly in the conservation reserve program on property other than their home farms.

TITLE II—SURPLUS DISPOSAL

PROGRAM OF ORDERLY LIQUIDATION

SEC. 201. (a) The Commodity Credit Corporation shall, as rapidly as possible consistent with its existing authority, the operation of the price support program, and orderly liquidation, dispose of all stocks of agricultural commodities held by it.

Report to Congress.

(b) The Secretary shall submit to Congress within ninety days after the enactment of this Act detailed programs, with recommendations for any additional legislation needed to carry out such programs, (1) for the disposition of surplus commodities as required by subsection (a) above; (2) for a food stamp plan or similar program for distribution through States (including the District of Columbia, the Territories, Puerto Rico and the Virgin Islands) and local units of Government of future surplus production to needy persons in the United States, its Territories, and possessions, so as to prevent the accumulation of commodities in the hands of the Commodity Credit Corporation; and (3) for strategic stockpiling of foodstuffs and other agricultural products (A) inside the United States and (B) outside the United States as authorized in section 415 of the Mutual Security

Act of 1954. The Secretary shall report annually on his operations under subsection (a) and such reports shall show—

- (1) the quantities of surplus commodities on hand;
- (2) the methods of disposition utilized and the quantities disposed of during the preceding twelve months;
- (3) the methods of disposition to be utilized and the estimated quantities that can be disposed of during the succeeding twelve months;
- (4) a detailed program for the expansion of markets for surplus agricultural commodities through marketing and utilization research and improvement of marketing facilities; and
- (5) recommendations for additional legislation necessary to accomplish the purposes of this section.

EXTRA-LONG STAPLE COTTON

SEC. 202. (a) Hereafter the quota for cotton having a staple length of one and one-eighth inches or more, established September 20, 1939, pursuant to section 22 of the Agricultural Adjustment Act of 1933, as amended, shall apply to the same grades and staple lengths included in the quota when such quota was initially established. Such quota shall provide for cotton having a staple length of one and eleven-sixteenths inches and longer, and shall establish dates for the quota year which will recognize and permit entry to conform to normal marketing practices and requirements for such cotton.

54 Stat. 2640.

49 Stat. 773.
7 USC 624.

(b) Beginning not later than August 1, 1956, the Commodity Credit Corporation is directed to sell for export at competitive world prices its stocks of domestically produced extra long staple cotton on hand on the date of enactment of this Act. The amount offered and the price accepted by the Commodity Credit Corporation shall be such as to dispose of such quantity in an orderly manner and within a reasonable period of time.

EXPORT SALES PROGRAM FOR COTTON

SEC. 203. In furtherance of the current policy of the Commodity Credit Corporation of offering surplus agricultural commodities for sale for export at competitive world prices, the Commodity Credit Corporation is directed to use its existing powers and authorities immediately upon the enactment of this Act to encourage the export of cotton by offering to make cotton available at prices not in excess of the level of prices at which cottons of comparable qualities are being offered in substantial quantity by other exporting countries and, in any event, for the cotton marketing year beginning August 1, 1956, at prices not in excess of the minimum prices (plus carrying charges, beginning October 1, 1956, as established pursuant to Section 407 of the Agricultural Act of 1949) at which cottons of comparable qualities were sold under the export program announced by the United States Department of Agriculture on August 12, 1955. The Commodity Credit Corporation may accept bids in excess of the maximum prices specified herein but shall not reject bids at such maximum prices unless a higher bid is received for the same cotton. Cottons of qualities not comparable to those of cottons sold under the program announced on August 12, 1955, shall be offered at prices not in excess of the maximum prices prescribed hereunder for cottons of qualities comparable to those of cottons sold under such program, with appropriate adjustment for differences in quality. Such quantities of cotton shall be sold as will reestablish and maintain the fair historical share of the world market for United States cotton, said volume to be determined by the Secretary of Agriculture.

53 Stat. 1055.
7 USC 1427.

AGREEMENTS LIMITING IMPORTS

SEC. 204. The President may, whenever he determines such action appropriate, negotiate with representatives of foreign governments in an effort to obtain agreements limiting the export from such countries and the importation into the United States of any agricultural commodity or product manufactured therefrom or textiles or textile products, and the President is authorized to issue regulations governing the entry or withdrawal from warehouse of any such commodity, product, textiles, or textile products to carry out any such agreement. Nothing herein shall affect the authority provided under section 22 of the Agricultural Adjustment Act (of 1933) as amended.

49 Stat. 773.
7 USC 624.

APPROPRIATION TO SUPPLEMENT SECTION 32 FUNDS

Appropriation.

49 Stat. 774.

SEC. 205. There is hereby authorized to be appropriated for each fiscal year, beginning with the fiscal year ending June 30, 1957, the sum of \$500,000,000 to enable the Secretary of Agriculture to further carry out the provisions of section 32, Public Law 320, Seventy-fourth Congress, as amended (7 U. S. C. 612c), subject to all provisions of law relating to the expenditure of funds appropriated by such section, except that up to 50 per centum of such \$500,000,000 may be devoted during any fiscal year to any one agricultural commodity or the products thereof.

TRANSFER OF BARTERED MATERIALS TO SUPPLEMENTAL STOCKPILE

60 Stat. 596.

68 Stat. 456.

SEC. 206. (a) Strategic and other materials acquired by the Commodity Credit Corporation as a result of barter or exchange of agricultural commodities or products, unless acquired for the national stockpile established pursuant to the Strategic and Critical Materials Stock Piling Act (50 U. S. C. 98-98h), or for other purposes shall be transferred to the supplemental stockpile established by section 104 (b) of the Agricultural Trade Development and Assistance Act of 1954 (7 U. S. C. 1704).

(b) Strategic materials acquired by the Commodity Credit Corporation as a result of barter or exchange of agricultural commodities or products may be entered, or withdrawn from warehouse, free of duty.

Appropriation.

(c) In order to reimburse the Commodity Credit Corporation for materials transferred to the supplemental stockpile there are hereby authorized to be appropriated amounts equal to the value of any materials so transferred. The value of any such material for the purpose of this subsection, shall be the lower of the domestic market price or the Commodity Credit Corporation's investment therein as of the date of such transfer, as determined by the Secretary of Agriculture.

SURPLUS DISPOSAL ADMINISTRATOR

SEC. 207. The Secretary of Agriculture is authorized to appoint an agricultural surplus disposal administrator, at a salary rate of not exceeding \$15,000 per annum, whose duties shall include such responsibility for activities of the Department, including those of the Commodity Credit Corporation, relating to the disposal of surplus agricultural commodities as the Secretary may direct.

PAYMENT OF OCEAN FREIGHT

SEC. 208. The Agricultural Trade Development and Assistance Act of 1954, as amended, is amended as follows:

(a) The first sentence of section 103 (a) is amended by striking out the word "and" following the words "handling costs," and by inserting immediately before the period the following: "and, (3) all Commodity Credit Corporation funds expended for ocean freight costs authorized under title II hereof for purposes of section 416 of the Agricultural Act of 1949, as amended".

68 Stat. 456.
7 USC 1703.

(b) Section 201 is amended by striking out "f. o. b. vessels in United States ports,".

Post, p. 203.

7 USC 1721.

(c) The first sentence of section 203 is amended to read as follows: "Not more than \$500,000,000 (including the Corporation's investment in such commodities) shall be expended for all such transfers and for other costs authorized by this title." Section 203 is further amended by adding at the end of the section the following: "Such transfers may include delivery f. o. b. vessels in United States ports and, upon a determination by the President that it is necessary to accomplish the purposes of this title or of section 416 of the Agricultural Act of 1949, as amended, ocean freight charges from United States ports to designated ports of entry abroad may be paid from funds available to carry out this title on commodities transferred pursuant hereto or donated under said section 416. Funds required for ocean freight costs authorized under this title may be transferred by the Commodity Credit Corporation to such other Federal agency as may be designated by the President."

7 USC 1723.

Post, p. 203.

COMMISSION TO RECOMMEND LEGISLATION PROVIDING FOR INCREASED INDUSTRIAL USE OF AGRICULTURAL PRODUCTS

SEC. 209. (a) (1) There is hereby established a bipartisan Commission on Increased Industrial Use of Agricultural Products (hereafter referred to as "the Commission"). The Commission shall be composed of five members, of whom not more than three shall be members of the same political party, to be appointed by the President by and with the advice and consent of the Senate. In making such appointments the President shall give due consideration to the interests of various segments of agriculture. One of the members so appointed shall be designated as Chairman by the President.

(2) Members of the Commission shall be paid compensation at the rate of \$50 per day and shall be reimbursed for necessary traveling and other expenses incurred by them in the performance of their duties as members of the Commission.

(3) The Commission is authorized to appoint and fix the compensation, without regard to the civil-service laws and the Classification Act of 1949, as amended, of an executive director and such chemists, engineers, agriculturists, attorneys, and other assistants as it may deem necessary. The Secretary of Agriculture is authorized to provide the Commission with necessary office space, and may detail, on a reimbursable basis, any personnel of the Department of Agriculture to assist the Commission in carrying out its work.

63 Stat. 954.
5 USC 1071 note.

(4) Upon request of the Commission, any other department or agency of the Government having information or data needed by the Commission in carrying out its duties under this section, shall make such information or data available to the Commission for such purposes. The Commission shall take such steps as may be necessary to protect against unauthorized disclosure any such information or data which may be classified for security purposes.

62 Stat. 697.

Report to Congress.

Appropriation.

Termination.

(5) Service of an individual as a member of the Commission or employment of an individual by the Commission in a technical or professional field, on a part-time or full-time basis, shall not be considered as service or employment bringing such individual within the provisions of section 281, 283, 284, 434 or 1914 of title 18 of the United States Code, or section 190 of the Revised Statutes (5 U. S. C. 99).

(b) It shall be the duty of the Commission to prepare and present to the Congress, not later than June 15, 1957, the necessary recommendations which in its opinion will bring about the greatest practical use for industrial purposes of agricultural products not needed for human or animal consumption, including, but not limited to, use in the manufacture of rubber, industrial alcohol, motor fuels, plastics, and other products.

(c) There is hereby authorized to be appropriated such sum, not to exceed \$150,000, as may be necessary to enable the Commission to carry out its functions.

(d) Upon submission of the recommendations referred to in subsection (b), the Commission shall cease to exist.

DONATION TO PENAL AND CORRECTIONAL INSTITUTIONS

SEC. 210. Notwithstanding any other limitations as to the disposal of surplus commodities acquired through price support operations, the Commodity Credit Corporation is authorized on such terms and under such regulations as the Secretary of Agriculture may deem in the public interest, and upon application, to donate food commodities acquired through price support operations to Federal penal and correctional institutions, and to State correctional institutions for minors, other than those in which food service is provided for inmates on a fee, contract, or concession basis.

FEDERAL IRRIGATION, DRAINAGE, AND FLOOD-CONTROL PROJECTS

SEC. 211. (a) For a period of three years from the date of enactment of this Act, no agricultural commodity determined by the Secretary of Agriculture in accordance with subsection (c) to be in surplus supply shall receive any crop loans or Federal farm payments or benefits if grown on any newly irrigated or drained lands within any Federal irrigation or drainage project hereafter authorized unless such lands were used for the production of such commodity prior to the enactment of this Act.

(b) The Secretary of the Interior and the Secretary of Agriculture shall cause to be included, in all irrigation, drainage, or flood-control contracts entered into with respect to Federal irrigation, drainage, or flood-control projects hereafter authorized, such provisions as they may deem necessary to provide for the enforcement of the provisions of this section. For a period of three years from the date of enactment of this Act surplus crops grown on lands reclaimed by flood-control projects hereafter authorized and the lands so reclaimed shall be ineligible for any benefits under the soil-bank provisions of this Act and under price support legislation.

(c) On or before October 1 of each year, the Secretary of Agriculture shall determine and proclaim the agricultural commodities the supplies of which are in excess of estimated requirements for domestic consumption and export plus adequate reserves for emergencies. The commodities so proclaimed shall be considered to be in surplus supply for the purposes of this section during the succeeding crop year.

"Federal irrigation or drainage project".

(d) For the purposes of this section the term "Federal irrigation or drainage project" means any irrigation or drainage project subject

to the Federal reclamation laws (Act of June 17, 1902, 32 Stat. 388, and Acts amendatory thereof or supplementary thereto) in effect at the date of the adoption of this amendment and any irrigation or drainage project subject to the laws relating to irrigation and drainage administered by the Department of Agriculture or the Secretary of Agriculture.

43 USC 371 note.

PROCESSING OF DONATED FOOD COMMODITIES

SEC. 212. Section 416 of the Agricultural Act of 1949, as amended, is amended by inserting before the last sentence thereof a new sentence as follows: "In addition, in the case of food commodities disposed of under this section, the Commodity Credit Corporation may pay the cost of processing such commodities into a form suitable for home or institutional use, such processing to be accomplished through private trade facilities to the greatest extent possible."

68 Stat. 458.
7 USC 1431.

TITLE III—MARKETING QUOTAS AND ACREAGE ALLOTMENTS

EXTENSION OF SURRENDER AND REAPPORTIONMENT PROVISIONS FOR WHEAT ACREAGE ALLOTMENTS

SEC. 301. Section 334 (f) of the Agricultural Adjustment Act of 1938, as amended, is amended by striking out "1955" wherever it appears in such subsection and inserting in lieu thereof "1955, 1956, or 1957".

68 Stat. 903.
7 USC 1334.

ACREAGE ALLOTMENTS FOR COTTON FOR 1957 AND 1958

SEC. 302. Section 342 of the Agricultural Adjustment Act of 1938, as amended, is hereby amended by adding at the end thereof the following: "Notwithstanding the foregoing provisions of this section, the national marketing quota for cotton for 1957 and 1958 shall be not less than the number of bales required to provide a national acreage allotment for 1957 and 1958 equal to the national acreage allotment for 1956: *Provided*, That if the acreage allotment for any State for 1957 or 1958 is less than its allotment for the preceding year by more than 1 per centum, such State allotment shall be increased so that the reduction shall not exceed 1 per centum per annum, and the acreage required for such increase shall be in addition to the national acreage allotment for such year. Additional acreage apportioned to a State for 1957 or 1958 under the foregoing proviso shall not be taken into account in establishing future State allotments."

63 Stat. 670.
7 USC 1342.

COTTON—SMALL FARM ALLOTMENTS

SEC. 303. (a) Section 344 (b) of the Agricultural Adjustment Act of 1938, as amended, is amended by inserting before the period at the end thereof a colon and the following: "*Provided*, That there is hereby established a national acreage reserve consisting of one hundred thousand acres which shall be in addition to the national acreage allotment; and such reserve shall be apportioned to the States on the basis of their needs for additional acreage for establishing minimum farm allotments under subsection (f) (1), as determined by the Secretary without regard to State and county acreage reserves (except that the amount apportioned to Nevada shall be one thousand acres), and the additional acreage so apportioned to the State shall be apportioned to the counties on the same basis and added to the county acreage allotment for apportionment to farms pursuant to subsection (f) of this section (except that no part of such additional acreage shall

63 Stat. 671.
7 USC 1344.

be used to increase the county reserve above 15 per centum of the county allotment determined without regard to such additional acreage). Additional acreage apportioned to a State for any year under the foregoing proviso shall not be taken into account in establishing future State acreage allotments. Needs for additional acreage under the foregoing proviso and under the last proviso in subsection (e) shall be determined as though allotments were first computed without regard to subsection (f) (1)."

63 Stat. 671.
7 USC 1344.

(b) Section 344 (e) of the Agricultural Adjustment Act of 1938, as amended, is amended by inserting before the period at the end thereof a colon and the following: "*Provided further*, That if the additional acreage allocated to a State under the proviso in subsection (b) is less than the requirements as determined by the Secretary for establishing minimum farm allotments for the State under subsection (f) (1), the acreage reserved by the State committee under this subsection shall not be less than the smaller of (1) the remaining acreage so determined to be required for establishing minimum farm allotments or (2) 3 per centum of the State acreage allotment; and the acreage which the State committee is required to reserve under this proviso shall be allocated to counties on the basis of their needs for additional acreage for establishing minimum farm allotments under subsection (f) (1), and added to the county acreage allotment for apportionment to farms pursuant to subsection (f) of this section (except that no part of such additional acreage shall be used to increase the county reserve above 15 per centum of the county allotment determined without regard to such additional acreages)."

63 Stat. 671.
7 USC 1344.

(c) Section 344 (f) of the Agricultural Adjustment Act of 1938, as amended, is amended by changing paragraph (1) to read as follows:

"(1) Insofar as such acreage is available, there shall be allotted the smaller of the following: (A) four acres; or (B) the highest number of acres planted to cotton in any year of such three-year period."

68 Stat. 904.
7 USC 1344.

(d) The first sentence of section 344 (f) (6) of such Act is amended to read as follows: "Notwithstanding the provisions of paragraph (2) of this subsection, if the county committee recommends such action and the Secretary determines that such action will result in a more equitable distribution of the county allotment among farms in the county, the remainder of the county acreage allotment (after making allotments as provided in paragraph (1) of this subsection) shall be allotted to farms other than farms to which an allotment has been made under paragraph (1) (B) of this subsection so that the allotment to each farm under this paragraph together with the amount of the allotment of such farm under paragraph (1) (A) of this subsection shall be a prescribed percentage (which percentage shall be the same for all such farms in the county) of the average acreage planted to cotton on the farm during the three years immediately preceding the year for which such allotment is determined, adjusted as may be necessary for abnormal conditions affecting plantings during such three-year period: *Provided*, That the county committee may in its discretion limit any farm acreage allotment established under the provisions of this paragraph for any year to an acreage not in excess of 50 per centum of the cropland on the farm, as determined pursuant to the provisions of paragraph (2) of this subsection: *Provided further*, That any part of the county acreage allotment not apportioned under this paragraph by reason of the initial application of such 50 per centum limitation shall be added to the county acreage reserve under paragraph (3) of this subsection and shall be available for the purposes specified therein."

Effectivity of
section.

(e) The amendments made by this section shall be effective only with respect to 1957 and 1958 crops. For the 1956 crop, an acreage

in each State equal to the acreage allotted in such State which the Secretary determines will not be planted, placed in the acreage reserve or conservation reserve, or considered as planted under section 377 of the Agricultural Adjustment Act of 1938, as amended, may be apportioned by the Secretary among farms in such State having allotments of less than the smaller of the following: (1) four acres, or (2) the highest number of acres planted to cotton in any of the years 1953, 1954, and 1955.

Post, p. 206.

MINIMUM ACREAGE ALLOTMENTS FOR RICE

SEC. 304. Section 353 (c) of the Agricultural Adjustment Act of 1938, as amended, is amended by adding at the end thereof the following:

69 Stat. 46.
7 USC 1353.

"(5) Each of the State acreage allotments for 1956 heretofore proclaimed by the Secretary, after adding thereto any acreage apportioned to farms in the State from the reserve acreage set aside pursuant to subsection (a) of this section, shall be increased by such amount as may be necessary to provide such State with an allotment of not less than 85 per centum of its final allotment established for 1955. Any additional acreage required to provide such minimum allotment shall be additional to the national acreage allotment. In any State having county acreage allotments for 1956, the increase in the State allotment shall be apportioned among counties in the State on the same basis as the State allotment was heretofore apportioned among the counties, but without regard to adjustments for trends in acreage.

"(6) The national acreage allotments of rice for 1957 and 1958 shall be not less than the national acreage allotment for 1956, including any acreage allotted under paragraph (5) of this subsection, and such national allotments for 1957 and 1958 shall be apportioned among the States in the same proportion that they shared in the total acreage allotted in 1956."

INCREASE IN PEANUT MARKETING PENALTIES

SEC. 305. Effective beginning with the 1956 crop, section 359 (a) of the Agricultural Adjustment Act of 1938, as amended, is amended by amending the first sentence thereof to read as follows: "The marketing of any peanuts in excess of the marketing quota for the farm on which such peanuts are produced, or the marketing of peanuts from any farm for which no acreage allotment was determined, shall be subject to a penalty at a rate equal to 75 per centum of the support price for peanuts for the marketing year (August 1–July 31)."

61 Stat. 721.
7 USC 1359.

COLLECTION OF PEANUT MARKETING PENALTIES

SEC. 306. Section 359 of the Agricultural Adjustment Act of 1938, as amended, is amended by adding two new subsections as follows:

55 Stat. 90.
7 USC 1359.

"(d) The person liable for payment or collection of the penalty provided by this section shall be liable also for interest thereon at the rate of 6 per centum per annum from the date the penalty becomes due until the date of payment of such penalty.

"(e) Until the amount of the penalty provided by this section is paid, a lien on the crop of peanuts with respect to which such penalty is incurred, and on any subsequent crop of peanuts subject to marketing quotas in which the person liable for payment of the penalty has an interest shall be in effect in favor of the United States."

PRESERVATION OF UNUSED ACREAGE ALLOTMENTS

52 Stat. 66.
7 USC 1376.

SEC. 307. The Agricultural Adjustment Act of 1938, as amended, is amended by inserting after section 376 a new section as follows:

“PRESERVATION OF UNUSED ACREAGE ALLOTMENTS

“SEC. 377. In any case in which, during any year within the period 1956 to 1959, inclusive, for which acreage planted to such commodity on any farm is less than the acreage allotment for such farm, the entire acreage allotment for such farm shall be considered for purposes of future State, county, and farm acreage allotments to have been planted to such commodity in such year, but only if the owner or operator of such farm notifies the county committee prior to the sixtieth day preceding the beginning of the marketing year for such commodity of his desire to preserve such allotment. This section shall not be applicable in any case in which the amount of the commodity required to be stored to postpone or avoid payment of penalty has been reduced because the allotment was not fully planted. Nothing herein shall be construed to permit the allotment to any other farm of the acreage with respect to which notice is given under this section.”

ACREAGE REQUIREMENTS FOR PRICE SUPPORT ON CORN AND OTHER
FEED GRAINS

SEC. 308. (a) Notwithstanding any other provision of law, whenever base acreages are in effect for corn, the Secretary shall require, as a condition of eligibility for price support on corn, that the producer (1) devote an acreage of cropland (tilled in normal rotation), at the option of the producer, to either the acreage reserve program for corn or the conservation reserve program, equal to 15 per centum of such producer's farm base acreage for corn, and (2) not exceed such farm base acreage for corn: *Provided*, That price support may be made available to any producer who does not meet the foregoing requirements at such level, not in excess of the level of price support to producers who meet such requirements, as the Secretary determines will facilitate the effective operation of the price support program. Corn acreage allotments shall not be effective for the 1956 crop.

52 Stat. 31.
7 USC 1281.
63 Stat. 1051.
7 USC 1441.

(b) Not later than December 15, 1956, the Secretary shall conduct a referendum of producers of corn in 1956 in the commercial corn-producing area to determine whether such producers favor a price-support program as provided in subsection (c) of this section for the 1957 and subsequent crops in lieu of acreage allotments as provided in the Agricultural Adjustment Act of 1938, as amended, and price support as provided in section 101 of the Agricultural Act of 1949, as amended.

(c) Notwithstanding any other provision of law, if two-thirds or more of the producers voting in the referendum conducted pursuant to subsection (b) hereof favor a price-support program as provided in this subsection (c), no acreage allotment of corn shall be established for the commercial corn-producing area for any county, or for any farm, with respect to the 1957 and subsequent crops, and price support made available for such crops by Commodity Credit Corporation shall be at such level as the Secretary determines will assist producers in marketing corn in the normal channels of trade but not encourage the uneconomic production of corn.

(d) Notwithstanding any other provision of law, (1) the level of price support for the 1956 crop of grain sorghums, barley, rye, and oats, respectively, shall be 76 per centum of the parity price for the

commodity as of May 1, 1956, (2) the level of price support for corn produced outside the commercial corn-producing area, for any crop for which base acreages are in effect (except as provided in (3) below), shall be 82½ per centum of the level of price support for corn in the commercial corn-producing area to producers complying with acreage limitations, and (3) if price support is made available for the 1957 crop of corn in the commercial corn-producing area to producers not complying with acreage limitations, price support shall be made available for the 1957 crop of grain sorghums, barley, rye, oats, and corn produced outside the commercial corn-producing area, respectively, at a level, not less than 70 per centum of the parity price as of the beginning of the marketing year, determined by the Secretary to be fair and reasonable in relation to the level at which price support is made available for corn in the commercial corn-producing area to producers not complying with acreage limitations, taking into consideration the normal price relationships between such commodity and corn in the commercial area, the feed value of such commodity in relation to corn, the supply of such commodity in relation to the demand therefor, and the ability to dispose of stocks of such commodity acquired through price support programs.

TITLE IV—FORESTRY PROVISIONS

ASSISTANCE TO STATES FOR TREE PLANTING AND REFORESTATION

SEC. 401. (a) The Congress hereby finds and declares that building up and maintaining a level of timber growing stocks adequate to meet the Nation's domestic needs for a dependable future supply of industrial wood is essential to the public welfare and security; that assisting in improving and protecting the more than fifty million acres of idle non-Federal and Federal lands for this purpose would not only add to the economic strength of the Nation, but also bring increased public benefits from other values associated with forest cover; and that it is the policy of the Congress that the Secretary of Agriculture in order to encourage, promote, and assure fully adequate future resources of readily available timber should assist the States in undertaking needed programs of tree planting.

(b) Any State forester or equivalent State official may submit to the Secretary of Agriculture a plan for forest land tree planting and reforestation for the purpose of effecting the policy hereinbefore stated.

State plans.

(c) When the Secretary of Agriculture has approved the plan, he is hereby authorized and directed to assist the State in carrying out such plan, which assistance may include giving of advice and technical assistance and furnishing financial contributions: *Provided*, That, for the non-Federal forest land tree planting and reforestation, the financial contribution expended by the Federal Government during any fiscal year to assist the State to carry out the plan shall not exceed the amount expended by the State for the same purposes during the same fiscal year, and the Secretary of Agriculture is authorized to make financial contributions on the certificate of the State official in charge of the administration of the plan as to the amount of expenditures made by the State.

(d) In any plan that coordinates forest lands under the jurisdiction of any Federal agency other than the Department of Agriculture, the Secretary of Agriculture shall obtain the cooperation and assistance of the Federal agency having jurisdiction and the appropriate State forester in the approval and carrying out of the plan.

Rules and regu-
lations.

Appropriations.

(e) The Secretary of Agriculture may prescribe such rules and regulations as may be appropriate to carry out the purposes of this section.

(f) There are hereby authorized to be appropriated such sums as may be necessary to carry out the objects of this section, such sums to remain available until expended.

STUDY OF PRICE TRENDS FOR FOREST PRODUCTS

SEC. 402. The Secretary of Agriculture shall make a study of price trends and relationships for basic forest products such as sawlogs and pulpwood and within one year from the date of enactment of this Act shall submit a report thereon to the Congress.

TITLE V—CERTIFICATE PROGRAM FOR RICE

52 Stat. 38.
7 USC 1301 et.
seq.

SEC. 501. Title III of the Agricultural Adjustment Act of 1938, as amended, is amended (1) by changing the designation thereof to read as follows: "TITLE III—LOANS, PARITY PAYMENTS, CONSUMER SAFEGUARDS, MARKETING QUOTAS, AND MARKETING CERTIFICATES"; (2) by changing the designation of subtitle D thereof to read as follows: "SUBTITLE E—MISCELLANEOUS PROVISIONS AND APPROPRIATIONS"; and (3) by inserting after subtitle C a new subtitle D, as follows:

"SUBTITLE D—RICE CERTIFICATES

"LEGISLATIVE FINDINGS

"SEC. 380a. The movement of rice from producer to consumer is preponderantly in interstate and foreign commerce, and the small quantity of rice which does not move in interstate or foreign commerce affects such commerce. In order to provide an adequate and balanced flow of rice in interstate and foreign commerce and to assure consumers an adequate and steady supply of rice at fair prices it is necessary to regulate all commerce in rice in the manner provided in this subtitle. These findings are supplemental to and in addition to the findings contained in section 351 of this Act.

52 Stat. 60.
7 USC 1351.

"EFFECTIVE DATE AND TERMINATION

"SEC. 380b. Sections 380c through 380g (c) shall be effective beginning with the first crop of rice, subsequent to the 1956 crop and prior to the 1959 crop, for which the Secretary determines and proclaims that the initiation of a program under this subtitle is administratively feasible and in the best interests of rice producers and the United States. Unless extended by law, the provisions of this subtitle shall not apply to rice of any crop following the second crop for which a program is in effect under sections 380c and 380g (c).

"RICE PRIMARY MARKET QUOTA

"SEC. 380c. Not later than December 31 of each year, the Secretary shall determine and proclaim the primary market quota for rice for the marketing year beginning in the next calendar year. The primary market quota shall be the number of hundredweights of rice (on a rough rice basis) which the Secretary determines will be consumed in the United States (including its Territories and possessions and the Commonwealth of Puerto Rico) or exported to Cuba, during such marketing year. In making this determination the Secretary shall consider the historical consumption in these markets of rice produced

in the United States and any expected enlargement in such consumption predicated upon population trends, increased per capita consumption, and other relevant factors.

“APPORTIONMENT OF PRIMARY MARKET QUOTA

“SEC. 380d. (a) The primary market quota for rice shall be apportioned by the Secretary among the several States on the basis of the average yield per acre of rice in each State during the three years immediately preceding the year for which the quota is proclaimed (or in the case of the apportionment for 1957, during the two years preceding such year) multiplied by the acreage allotment of such State for such year.

“(b) The State primary market quota shall be apportioned by the Secretary among farms on the basis of the acreage allotment established for each farm multiplied by the normal yield per acre for the farm.

“REVIEW OF PRIMARY MARKET QUOTA

“SEC. 380e. Notice of the primary market quota shall be mailed to the operator of the farm to which such quota applies. The farm operator may have such quota reviewed in accordance with the provisions of sections 363 to 368, inclusive, of this Act.

52 Stat. 63.
7 USC 1363-
1368.

“PRICE SUPPORT

“SEC 380f. (a) Notwithstanding any other provision of law, the Commodity Credit Corporation shall make price support available to cooperators through loans, purchases, or other operations on any crop of rice for which a program is in effect under sections 380c through 380g (c) at such level, not less than 50 per centum or more than 90 per centum of the parity price therefor, as the Secretary determines will not discourage or prevent the exportation of rice produced in the United States.

“(b) Section 101 of the Agricultural Act of 1949, as amended, shall not apply to price support made available on rice of any crop to which this section is applicable, but all the other provisions of such Act, to the extent not inconsistent with this subtitle, shall apply to price support operations carried out under this section.

63 Stat. 1051.
7 USC 1441.

“CERTIFICATES

“SEC. 380g. (a) The Secretary of Agriculture shall for each marketing year issue certificates to cooperators for a quantity of rice equal to the primary marketing quota for the farm for such marketing year, but not exceeding the normal yield of the acreage planted to rice on the farm. The certificate shall have the value specified in subsection (e) of this section.

“(b) The landlord, tenants, and sharecroppers on the farm shall share in the certificates issued with respect to the farm in the same proportion as they share in the rice produced on the farm or the proceeds therefrom.

“(c) The provisions of section 385 of this Act shall be applicable to certificates issued to producers under this section.

52 Stat. 68.
7 USC 1385.

“(d) The Commodity Credit Corporation shall issue and sell certificates to persons engaged in the processing of rough rice or the importing of processed rice. Each such certificate shall be sold for an amount equal to the value thereof, as specified in subsection (e) of this section.

“(e) The value of each certificate issued under this section shall be equal to the difference between 90 per centum of the parity price of rice as of the beginning of the marketing year for which the certificate is issued and the level of price support for rice which is in effect during such marketing year, calculated to the nearest cent, multiplied by the quantity of rice for which the certificate is issued. Any certificates not used to cover the processing of rice or the importation of processed rice pursuant to sections 380k and 380l of this Act shall be redeemed by the Commodity Credit Corporation at the value thereof.

“INVENTORY ADJUSTMENT PAYMENTS

“SEC. 380h. To facilitate the transition from the price support program currently in effect to the program provided for in this subtitle, the Commodity Credit Corporation shall make inventory adjustment payments to all persons owning rough rice located in the continental United States as of the beginning of the marketing year for the first crop of rice for which a program is in effect under sections 380c through 380g (c): *Provided, however,* That such payments shall not be made with respect to rice of such crop, imported rice, or rice acquired from Commodity Credit Corporation. The amount of such payment per hundredweight shall be the amount by which the estimated average price paid producers during the marketing year for the preceding crop exceeds the estimated average support price for the first crop for which a program is made effective. There are hereby authorized to be appropriated such sums as may be necessary to make payment to Commodity Credit Corporation for expenditures pursuant to this section.

“RICE SET-ASIDE

“SEC. 380i. All rough and processed rice in the inventories of Commodity Credit Corporation as of sixty days after the beginning of the marketing year for the first crop for which a program is in effect under sections 380c through 380g (c), not exceeding twenty million hundredweight of rough rice or its equivalent in processed rice may be transferred to and be made a part of the commodity set-aside of rice established pursuant to section 101 of the Agricultural Act of 1954.

“EXEMPTIONS

“SEC. 380j. The provisions of this subtitle shall not apply to non-irrigated rice produced on any farm on which the acreage planted to nonirrigated rice does not exceed three acres, and the provisions of sections 380c through 380g (c) shall not apply to rice produced in Puerto Rico or Hawaii.

“PROCESSING RESTRICTIONS

“SEC. 380k. (a) Each person who on or after the beginning of the marketing year for the first crop for which a program is in effect under sections 380c through 380g (c), engages in the processing of rough rice in the United States shall, upon processing any quantity of rough rice, acquire certificates issued under section 380g of this Act in an amount sufficient to cover such quantity of rough rice.

“(b) The requirements of subsection (a) of this section shall not be applicable to the processing in Puerto Rico or Hawaii of rough rice grown in Puerto Rico or Hawaii, respectively.

"(c) Upon the exportation from the United States to any country other than Cuba of any processed rice with respect to which certificates were acquired in accordance with the requirements of subsection (a) of this section or section 380l, the Commodity Credit Corporation shall pay to the exporter an amount equal to the value of the certificates for the rough rice equivalent of such processed rice.

"IMPORT RESTRICTIONS

"SEC. 380l. Each person who, on or after the beginning of the marketing year for the first crop for which a program is in effect under sections 380c through 380g (c), imports processed rice into the United States shall acquire certificates issued under section 380g of this Act covering the rough rice equivalent of such processed rice.

"REGULATIONS

"SEC. 380m. The Secretary shall prescribe regulations governing the issuance, redemption, acquisition, use, transfer, and disposition of certificates hereunder.

"CIVIL PENALTIES

"SEC. 380n. Any person who violates or attempts to violate, or who participates or aids in the violation of, any of the provisions of sections 380k or 380l of this Act, or regulations prescribed by the Secretary for the enforcement of such provisions, shall forfeit to the United States a sum equal to three times the market value, at the time of the commission of such act, of the product involved in such violation. Such forfeiture shall be recoverable in a civil suit brought in the name of the United States.

"REPORTS AND RECORDS

"SEC. 380o. (a) The provisions of section 373 (a) of this Act shall apply to all persons, except rice producers, who are subject to the provisions of this subtitle, except that any such person failing to make any report or keep any record as required by this section or making any false report or record shall be deemed guilty of a misdemeanor and upon conviction thereof shall be subject to a fine of not more than \$2,000 for each such violation.

52 Stat. 65.
7 USC 1373.

"(b) The provisions of section 373 (b) of the Act shall apply to all rice farmers who are subject to the provisions of this subtitle.

"DEFINITIONS

"SEC. 380p. For the purposes of this subtitle—

"(a) 'cooperator' shall have the same meaning as under the Agricultural Act of 1949, as amended.

"(b) 'processing of rough rice' means subjecting rough rice for the first time to any process which removes the husk or hull from the rice and results in the production of processed rice.

"(c) 'processed rice' means any rice from which the husk or hull has been removed and includes, but is not limited to—

63 Stat. 1055.
7 USC 1428.

"(1) whole grain rice,

"(2) second head milled rice,

"(3) screenings milled rice,

"(4) brewers milled rice,

"(5) undermilled rice or unpolished rice,

"(6) brown rice,

"(7) converted rice, malekized rice or parboiled rice, and

"(8) vitaminized rice or enriched rice.

"(d) 'United States' means the several States, the Territories of Hawaii and Alaska, the District of Columbia, and the Commonwealth of Puerto Rico.

"(e) 'exporter' means the consignor named in the bill of lading under which the processed rice is exported: *Provided, however,* That any other person may be considered to be the exporter if the consignor named in the bill of lading waives his claim in favor of such other person.

"(f) 'rough rice equivalent' means the quantity of rough rice normally used (as determined by the Secretary of Agriculture) in the production of a particular quantity of processed rice, but shall not be more than one hundred pounds of rough rice for each sixty-eight pounds of processed rice.

"(g) 'import' means to enter, or withdraw from warehouse, for consumption."

NORMAL YIELD FOR RICE

52 Stat. 41.
7 USC 1301.

SEC. 502. Paragraph (13) of section 301 (b) of the Agricultural Adjustment Act of 1938, as amended, is amended by (1) redesignating subparagraph (E) as subparagraph (G); and (2) striking out subparagraph (D) and inserting in lieu thereof the following:

"(D) 'Normal yield' for any county, in the case of rice, shall be the average yield per acre of rice for the county during the five calendar years immediately preceding the year for which such normal yield is determined, adjusted for abnormal weather conditions and for trends in yields. If for any such year data are not available, or there is no actual yield, an appraised yield for such year, determined in accordance with regulations issued by the Secretary, taking into consideration the yields obtained in surrounding counties during such year and the yield in years for which data are available, shall be used as the actual yield for such year.

"(E) 'Normal yield' for any farm, in the case of rice, shall be the average yield per acre of rice for the farm during the five calendar years immediately preceding the year for which such normal yield is determined, adjusted for abnormal weather conditions and for trends in yields. If for any such year the data are not available or there is no actual yield, then the normal yield for the farm shall be appraised in accordance with regulations issued by the Secretary, taking into consideration abnormal weather conditions, trends in yields, the normal yield for the county, the yields obtained on adjacent farms during such year and the yield in years for which data are available.

"(F) In applying subparagraphs (D) and (E), if on account of drought, flood, insect pests, plant disease, or other uncontrollable natural cause, the yield for any year of such five-year period is less than 75 per centum of the average, 75 per centum of such average shall be substituted therefor in calculating the normal yield per acre. If, on account of abnormally favorable weather conditions, the yield for any year of such five-year period is in excess of 125 per centum of the average, 125 per centum of such average shall be substituted therefor in calculating the normal yield per acre."

TITLE VI—MISCELLANEOUS

PRICE SUPPORTS—COTTONSEED AND SOYBEANS

7 USC 1446.

SEC. 601. (a) Title II of the Agricultural Act of 1949, as amended, is amended by adding at the end thereof a new section as follows:

"SEC. 203. Whenever the price of either cottonseed or soybeans is supported under this Act, the price of the other shall be supported at

such level as the Secretary determines will cause them to compete on equal terms on the market."

(b) The amendment made by this section shall take effect with the 1956 crop.

TRANSITIONAL PARITY FOR BASIC COMMODITIES FROZEN DURING 1957

SEC. 602. Section 301 (a) (1) (E) (ii) of the Agricultural Adjustment Act of 1938, as amended (7 U. S. C. 1301 (a) (1) (E) (ii)) is amended by inserting after "full calendar years" the following: "(not counting 1956 in the case of basic agricultural commodities)". The Secretary shall make a thorough study of possible methods of improving the parity formula and report thereon, with specific recommendations, including drafts of necessary legislation to carry out such recommendations, to Congress not later than January 31, 1957.

Approved May 28, 1956.

Report to Congress.

Public Law 541

CHAPTER 328

AN ACT

To provide for continuance of life insurance coverage under the Federal Employees' Group Life Insurance Act of 1954, as amended, in the case of employees receiving benefits under the Federal Employees' Compensation Act.

May 28, 1956
[S. 3237]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 6 of the Federal Employees' Group Life Insurance Act of 1954, as amended, is amended to read as follows:

Federal employees' insurance.
68 Stat. 739.
5 USC 2095.
Termination, etc.

"(a) Each policy purchased under this Act shall contain a provision, in terms approved by the Commission, to the effect that any insurance thereunder on any employee shall cease upon his separation from the service or twelve months after discontinuance of his salary payments, whichever first occurs, subject to a provision which shall be contained in the policy for temporary extension of coverage and for conversion to an individual policy of life insurance under conditions approved by the Commission.

"(b) If upon such date as the insurance would otherwise cease the employee retires on an immediate annuity and (1) his retirement is for disability or (2) he has completed fifteen years of creditable service, as determined by the Commission, his life insurance only may, under conditions determined by the Commission, be continued without cost to him in the amounts for which he would have been insured from time to time had his salary payments continued at the same rate as on the date of cessation. Periods of honorable active service in the Army, Navy, Air Force, Marine Corps, or Coast Guard of the United States shall be credited toward the required fifteen years provided the employee has completed at least five years of civilian service.

"(c) If upon such date as the insurance would otherwise cease the employee is receiving benefits under the Federal Employees' Compensation Act because of disease or injury to himself, his life insurance may, as provided in subsection (b), be continued during the period he is in receipt of such benefits and held by the United States Department of Labor to be unable to return to duty."

SEC. 2. The amendment made by this Act shall become effective as of August 29, 1954.

Effective date.

Approved May 28, 1956.

Public Law 542

CHAPTER 329

May 28, 1956
[H. R. 7186]

AN ACT

To provide for the review and determination of claims for the return of lands, in the Territory of Hawaii, conveyed to the Government during World War II by organizations composed of persons of Japanese ancestry.

Hawaii.
Claims, World
War II.

Publication of
notice.

Circuit courts.
Applicability of
rules, etc.

Procedures for
claimants.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any organization or group made up of persons of Japanese ancestry, which, prior to World War II, held lands, with or without improvements, in the Territory of Hawaii for eleemosynary purposes and which lands were conveyed by such organization or group during World War II to the Territory of Hawaii or any political subdivision thereof, may, notwithstanding any other provision of law pertaining to statutory limitations of actions or laches, make a claim for the return thereof. Such claim shall be made within two years after the date of approval of this Act by filing a verified petition in the circuit court of the Territory in which the property was situated at the time the same was originally conveyed to the Territory or its political subdivision.

SEC. 2. The Governor of the Territory shall, within sixty days after the date of approval of this Act, cause to be published at least once a week for a period of three weeks in a newspaper of general circulation in the Territory a notice stating in general terms the purpose of this Act, the period in which claims may be filed, and where such claims may be filed.

SEC. 3. The rules of the circuit court of the Territory of Hawaii pertaining to civil procedure, including rules relating to appeals, shall be applicable to the proceedings authorized by this Act. All court costs and fees, both in the circuit and appellate courts, shall be assessed and paid in the same manner as in civil cases. The courts shall advance on their dockets and expedite the disposition of all claims filed therein pursuant to this Act. The Attorney General of Hawaii may intervene in any proceeding instituted under the provisions of this Act.

SEC. 4. The petition shall allege and it shall be shown—

(a) that during World War II a conveyance of lands, with or without improvements, was made to the Territory of Hawaii, or a political subdivision thereof, by an organization or group made up of persons of Japanese ancestry theretofore holding such property for eleemosynary purposes;

(b) that such conveyance was made without monetary consideration other than the assumption of mortgages or other encumbrances, or was made upon a nominal consideration;

(c) that such conveyance was not lawfully authorized under the laws, constitution, bylaws or the like governing the same, or alternatively that such conveyance was made or procured in such a manner as to cause such conveyance to be voidable;

(d) that the petitioner is, or the petitioners are, the real parties in interest, and that no assignment or transfer of the claim, or of any part thereof or interest therein, has been made except as stated in the petition;

(e) that the return of the property is sought for the purpose of resuming the eleemosynary use for which the property was held prior to the conveyance to the Territory or a political subdivision thereof, or alternatively, if the petitioner does not intend to resume the eleemosynary use of the property for which it was held prior to the conveyance to the Territory or political subdivision thereof, the petitioner shall indicate in its petition

whether there are some other purposes for its seeking the return of the property and what disposition it intends to make of the property, if the same is returned; and

(f) that the respondents named in the petition include and constitute the grantee or grantees and their successors in title, if any, who received the original conveyance and all other persons or Government bodies having or claiming any interest therein or occupancy thereof; and all such respondents shall be personally served with the petition.

SEC. 5. If the allegations required by section 4 hereof are contained in the petition, the circuit court shall hear and determine the claim as a court of equity, without a jury, and may, in the exercise of its sound discretion and within the principles hereinafter set forth, either direct the return of the property to the petitioner, if the allegations of the petition are sustained, or make such other order as it shall deem appropriate. Hearing and determination of claims.

SEC. 6. In the disposition and determination of such claims, the circuit court shall, in addition to the general principles of equity, be governed by the following principles: Principles of equity.

(a) In case of an assignment or transfer of a claim, or any part thereof or interest therein, the claim, or so much thereof as is involved in the assignment or transfer, shall be denied and disallowed unless it shall be shown that the assignment or transfer was made for a good and sufficient reason without any motive of speculation.

(b) If the allegations of the petition are proved, and if the property is then being used by the Territory or a political subdivision thereof, the court may direct that the property be retained for a reasonable time so as to allow the Territory or political subdivision thereof using the property to obtain other accommodations. The use of the property during such period of time shall be without charge to the Territory or political subdivision thereof, as the case may be.

(c) If an eminent domain proceeding for the condemnation of the property, or any part thereof, for public use is brought by the Territory or political subdivision within the time so allowed by the court, in such eminent domain proceeding, the property shall be valued and the proceeding shall be heard and determined in all respects as if filed upon the date of the original conveyance and as if an order had been made letting the Government into possession on said date: *Provided*, That at its option, the Territory or political subdivision may bring eminent domain proceedings for condemnation of the property or part thereof required for public use without invoking the preceding provisions of this sentence: *Provided further*, That in the event the Territory or political subdivision shall have discharged encumbrances upon the property for which it is entitled to reimbursement as provided by subsection (e), the same may be made a setoff in any eminent domain proceeding brought for condemnation of the property or part thereof required for public use.

(d) No vested rights or interest of any person, whether held in fee simple or for a term of years or otherwise, shall be impaired by the disposition of any such claim. If the property has been sold, the court may direct payment by the Territory or political subdivision thereof to the persons who would have been entitled to the return of the property had it not been sold. Such payment shall not exceed the consideration received for the property, and such payment shall be without interest.

(e) In respect of property which has been improved during the tenure of the Territory or political subdivision thereof, either by the making of new improvements or by betterment of the property in any

form, it shall be a condition to the granting of the claim that the Territory or political subdivision thereof be reimbursed, without interest, for such improvements.

(f) In respect of mortgages, tax liens, or other encumbrances upon the property at the time of the original conveyance, which by reason of the conveyance were assumed or have been discharged, it shall be a condition to the granting of the claim that the Territory or political subdivision thereof be relieved of the obligations so assumed, and to the extent that the same shall have been discharged, that the Territory or political subdivision thereof, as the case may be, be reimbursed without interest therefor.

(g) The court shall not make any pecuniary award to any petitioner for rents or damages or for any other cause, and the redress of petitioners shall be confined to the return or proper disposition of the property according to the principles herein set forth, except as stated in paragraph (d) of this subsection.

Appropriations.

SEC. 7. The Territory of Hawaii may appropriate funds for the purpose of carrying out the provisions of this Act.

Exercise of eminent domain.

SEC. 8. Nothing contained in this Act shall preclude the Territory of Hawaii from exercising the power of eminent domain.

Approved May 28, 1956.

Public Law 543

CHAPTER 330

May 28, 1956
[H. R. 5047]

AN ACT

To increase the compensation of trustees in bankruptcy.

Bankruptcy.
Trustees' compensation.
30 Stat. 557.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (1) of section 48 (c) of the Bankruptcy Act of July 1, 1898, as amended (11 U. S. C. 76 (c) (1)), is further amended to read as follows:

“(1) NORMAL ADMINISTRATION.—When the trustee does not conduct the business of the bankrupt, such sum as the court may allow, but in no event to exceed 10 per centum on the first \$500 or less, 6 per centum on moneys in excess of \$500 and not more than \$1,500, 3 per centum on moneys in excess of \$1,500 and not more than \$10,000, 2 per centum on moneys in excess of \$10,000 and not more than \$25,000, and 1 per centum on moneys in excess of \$25,000, upon all moneys disbursed or turned over by them to any persons, including lienholders: *Provided, however*, That in any case, after the trustee has paid all expenses of administration and has realized upon all available assets, the maximum compensation allowable to him hereunder does not exceed \$150, the court may of its own motion allow the trustee a fee which with the commissions, if any, paid or to be paid him shall not exceed \$150.”

SEC. 2. The provisions of this Act shall apply to all cases in which the petition initiating the proceeding under the Bankruptcy Act is filed subsequent to the date of the enactment of this Act.

Approved May 28, 1956.

Public Law 544

CHAPTER 331

May 28, 1956
[H. R. 9257]

AN ACT

To amend title 18 of the United States Code, so as to provide for the punishment of persons who assist in the attempted escape of persons in Federal custody.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 752

of title 18, United States Code, is amended by inserting after the word "escape" in line 2 thereof the phrase ", or attempt to escape,".

62 Stat. 735.

Approved May 28, 1956.

Public Law 545

CHAPTER 342

AN ACT

To amend and extend the Sugar Act of 1948, as amended, and for other purposes.

May 29, 1956
[H. R. 7030]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 101 (d) of the Sugar Act of 1948, as amended, is amended to read as follows:

Sugar Act of
1948, amendments,
61 Stat. 922,
7 USC 1100.

"(d) The term 'raw sugar' means any sugars (exclusive of liquid sugar from foreign countries having liquid sugar quotas), whether or not principally of crystalline structure, which are to be further refined or improved in quality to produce any sugars principally of crystalline structure or liquid sugar."

Definitions.

SEC. 2. Section 101 (e) of such Act is amended to read as follows:

"(e) The term 'direct-consumption sugar' means any sugars principally of crystalline structure and any liquid sugar (exclusive of liquid sugar from foreign countries having liquid sugar quotas), which are not to be further refined or improved in quality."

SEC. 3. Section 101 (i) of such Act is amended by deleting the parenthetical word "(Clerget)".

SEC. 4. Section 101 of such Act is amended by adding at the end thereof a new paragraph to read as follows:

"(n) The term 'to be further refined or improved in quality' means to be subjected substantially to the processes of (1) affination or defecation, (2) clarification, and (3) further purification by adsorption or crystallization. The Secretary is authorized, after such hearing and upon such notice as he may by regulations prescribe, to determine whether specific processes to which sugars are subjected are sufficient to meet the requirements of this paragraph (n) and whether sugars of specific qualities are raw sugar within the meaning of paragraph (d) of this section, or direct-consumption sugar within the meaning of paragraph (e) of this section."

SEC. 5. Section 201 of such Act is amended by striking in the second sentence thereof the words "1947 prior to the termination of price control of sugar" and inserting in lieu thereof "1947-1949".

Base period,
7 USC 1111.

SEC. 6. Section 202 (a) of such Act is amended to read as follows:

"(a) (1) For domestic sugar-producing areas by apportioning among such areas four million four hundred and forty-four thousand short tons, raw value, as follows:

Proration of
quotas,
65 Stat. 318,
7 USC 1112,
Domestic.

Area	Short tons, raw value
Domestic beet sugar.....	1, 800, 000
Mainland cane sugar.....	500, 000
Hawaii.....	1, 052, 000
Puerto Rico.....	1, 080, 000
Virgin Islands.....	12, 000

"(2) To the above total of four million four hundred forty-four thousand short tons, raw value, there shall be added an amount equal to 55 per centum of the amount by which the Secretary's determination of requirements of consumers in the continental United States for the calendar year exceeds eight million three hundred and fifty thousand short tons, raw value. Such additional amount shall be apportioned among and added to the quotas established under paragraph

(1) of this subsection for such domestic sugar-producing areas, respectively, as follows: (A) The first one hundred sixty-five thousand short tons, raw value, or any part thereof, by which quotas for the domestic areas are so increased shall be apportioned 51.5 per centum to the domestic beet sugar area and 48.5 per centum to the mainland cane sugar area; (B) the next twenty thousand short tons, raw value, or any part thereof, by which such quotas are so increased shall be apportioned to Puerto Rico; (C) the next three thousand short tons, raw value, or any part thereof, by which such quotas are so increased shall be apportioned to the Virgin Islands; (D) any additional amount shall be apportioned on the basis of the quotas established in paragraph (1) of this subsection as adjusted by subparagraphs (A), (B), and (C) of this paragraph (2)."

Foreign,
7 USC 1112.

Sec. 7. Section 202 (c) of such Act is amended by striking out "For" after "(c)" and inserting in lieu thereof "(1) For the calendar year 1956, for" and by adding at the end thereof the following new paragraphs:

"(2) For the calendar year 1957 and for each subsequent calendar year, for foreign countries other than the Republic of the Philippines, (A) by prorating to Cuba 96 per centum and to other foreign countries 4 per centum of the amount of sugar, raw value, by which eight million three hundred and fifty thousand short tons, raw value, or such lesser amount as determined pursuant to section 201 exceeds the sum of four million four hundred and forty-four thousand short tons, raw value, and the quota established pursuant to subsection (b) of this section; and (B) by prorating 45 per centum of the amount of sugar, raw value, by which the amount determined pursuant to section 201 exceeds the sum of eight million three hundred and fifty thousand short tons, raw value, as follows:

Country	Per centum
Cuba-----	29.59
Peru-----	4.33
Dominican Republic-----	4.95
Mexico-----	5.10
Other countries-----	1.03
	<hr/> 45.00

The above proration of 1.03 per centum to foreign countries other than Cuba, the Republic of the Philippines, Peru, the Dominican Republic, and Mexico shall be apportioned to such other countries whose average entries within the quotas during 1953 and 1954 exceeded one thousand short tons, raw value, on the basis of the average entries within the quotas from each such country for the years 1951, 1952, 1953, and 1954.

"(3) For the calendar year 1957 and for each subsequent calendar year, the proration of 4 per centum under paragraph (2) (A) of this subsection for foreign countries other than Cuba and the Republic of the Philippines shall be apportioned, first, by assigning to each such foreign country whose average entries within the quotas during the years 1953 and 1954 were less than one thousand short tons, raw value, a proration equal to its average entries within the quotas during 1953 and 1954; second, by assigning to each such foreign country whose average entries within the quotas during 1953 and 1954 were not less than one thousand nor more than two thousand short tons, raw value, a proration of three thousand short tons, raw value; third, by assigning to each foreign country whose average entries within the quotas during 1953 and 1954 were more than two thousand and less than three thousand short tons, raw value, a proration equal to the average entries from each such country within the quotas during 1953 and 1954,

plus two thousand short tons, raw value; fourth, by assigning to each foreign country whose average entries within the quotas during 1953 and 1954 were not less than three thousand nor more than ten thousand short tons, raw value, a proration equal to the average entries from each such country within the quotas during 1953 and 1954; and, fifth, by prorating the balance of such proration to such foreign countries whose average entries within the quotas during 1953 and 1954 exceeded ten thousand short tons, raw value, on the basis of the average entries within the quotas from each such country for the years 1951, 1952, 1953, and 1954.

SEC. 8. Section 202 of such Act is amended by adding the following new subsection:

65 Stat. 318.
7 USC 1112.

“(e) Whenever in any year any foreign country with a quota or proration thereof of more than ten thousand short tons fails to fill such quota or proration by more than 10 per centum and at any time during such year the world price of sugar exceeds the domestic price, the quota or proration thereof for such country for subsequent years shall be reduced by an amount equal to the amount by which such country failed to fill its quota or proration thereof, unless the Secretary finds that such failure was due to crop disaster or force majeure or finds that such reduction would be contrary to the objectives of this Act. Any reduction hereunder shall be prorated in the same manner as deficits are prorated under section 204.”

SEC. 9. (a) The second sentence of section 204 (a) of such Act is amended by inserting before the period at the end thereof a colon and the following: *Provided*, That any deficit in any domestic sugar-producing area occurring by reason of inability to market that part of the quota for such area allotted under the provisions of section 202 (a) (2) shall first be prorated to other domestic areas on the basis of the quotas then in effect”.

Proration of
deficits.
65 Stat. 319.
7 USC 1114.

(b) The last paragraph of section 204 (a) of such Act is amended by inserting before the period at the end thereof a semicolon and the following: “except that in the case of proration of any such deficit in any domestic sugar-producing area occurring by reason of inability to market that part of the quota for such area allotted under and by reason of section 202 (a) (2), the Secretary shall apportion the unfilled amount on such basis and to such other domestic areas as he determines is required to fill such deficit, and if he finds that no domestic area will be able to supply such unfilled amount, he shall add it to the quota for Cuba”.

SEC. 10. Section 205 (a) of such Act is amended by inserting immediately before the final sentence thereof the following: “In making such allotments, the Secretary may also take into consideration and make due allowance for the adverse effect of drought, storm, flood, freeze, disease, insects, or other similar abnormal and uncontrollable conditions seriously and broadly affecting any general area served by the factory or factories of such person.”

Allotments.
61 Stat. 926.
7 USC 1115.

SEC. 11. (a) Section 207 (a) of such Act is amended by adding after the word “year” the following: “, plus an amount equal to the same percentage of twenty-nine thousand six hundred and sixteen short tons, raw value, that the increase in the quota for Hawaii under section 202 is of one million fifty-two thousand short tons, raw value,”

Direct-consump-
tion sugar.
Hawaii.
7 USC 1117.

(b) Section 207 (b) of such Act is amended by striking the period at the end thereof and by adding the following: “which shall be principally of crystalline structure, plus an amount equal to the same percentage of one hundred twenty-six thousand and thirty-three short tons, raw value, that the increase in the quota for Puerto Rico under section 202 is of one million eighty thousand short tons, raw value,

Puerto Rico.

which latter amount may be filled by direct-consumption sugar whether or not principally of crystalline structure.”.

65 Stat. 319.

SEC. 12. Section 207 (h) of such Act is amended by striking out “The” after “(h)” and inserting in lieu thereof “(1) For the calendar year 1956, the” and by adding the following new paragraph:

7 USC 1111.

“(2) For the calendar year 1957 and each subsequent calendar year, the quota for foreign countries other than Cuba and the Republic of the Philippines may be filled by direct-consumption sugar to the extent of 1.36 per centum of the amount of sugar determined pursuant to section 201 less the sum of the quotas established in subsections (a) and (b) of section 202: *Provided*, That such limitation shall not apply to countries receiving prorations under section 202 (c) of seven thousand short tons or less. The direct-consumption portion of such quota which is subject to the 1.36 per centum limitation referred to above shall be prorated to countries which receive prorations under section 202 (c) of more than seven thousand short tons on the basis of average imports of direct-consumption sugar within the quota for the years 1951, 1952, 1953, and 1954.”

7 USC 1131.
Domestic pro-
ducers.
Conditional pay-
ments.

SEC. 13. Section 301 (b) of such Act is amended by inserting after the words “(or processed)” the following: “, except for livestock feed, or for the production of livestock feed, as determined by the Secretary.”.

7 USC 1132.

SEC. 14. Section 302 (b) of such Act is amended by inserting after “(or processed)” the words “within the proportionate share” and by striking the period at the end thereof and inserting the following: “and of the producers in any local producing area whose past production has been adversely, seriously, and generally affected by drought, storm, flood, freeze, disease, insects, or other similar abnormal and uncontrollable conditions. For the purposes of establishing proportionate shares hereunder and in order to encourage wise use of land resources, foster greater diversification of agricultural production, and promote the conservation of soil and water resources in Puerto Rico, the Secretary, on application of any owner of a farm in Puerto Rico, is hereby authorized, whenever he determines it to be in the public interest and to facilitate the sale or rental of land for other productive purposes, to transfer the sugarcane production record for any parcel or parcels of land in Puerto Rico owned by the applicant to any other parcel or parcels of land owned by such applicant in Puerto Rico.”.

Forfeitures.
61 Stat. 933.
7 USC 1155.

SEC. 15. Section 405 of such Act is amended by inserting “(a)” at the beginning thereof, by striking out “(a)” and “(b)” and inserting in lieu thereof “(1)” and “(2)”, respectively, and by adding the following new subsection:

“(b) Any person whose sugar processing operations otherwise meet the requirements of section 101 (n) and who subjects to such processes sugar imported or brought into the continental United States under a declaration that it is raw sugar but which sugar subsequently is determined to be of direct-consumption quality, shall forfeit to the United States a sum equal to 1 cent per pound for each pound, raw value, of such sugar in excess of that part of the direct-consumption portion of the applicable quota or proration or allotment thereof remaining unfilled at the time of such determination, which forfeiture shall be recoverable in a civil suit brought in the name of the United States.”

Nonapplicability
of penalty.
7 USC 1157.

SEC. 16. Section 407 of such Act is amended by adding at the end thereof the following sentence: “The provisions of this section shall not apply to persons whose services are obtained pursuant to section 305.”.

7 USC 1135.

SEC. 17. Section 411 of such Act is renumbered as section 412, section 412 of such Act is renumbered as section 413, and a new section 411 inserted as follows:

"SEC. 411. The Secretary is authorized to issue such regulations as may be necessary to carry out article 7 of the International Sugar Agreement for the Regulation of the Production and Marketing of Sugar (ratified by and with the advice and consent of the United States Senate on April 29, 1954), restricting importations of sugar into the United States from foreign countries not participating in such agreement, or to carry out the corresponding provisions of any such future agreements ratified by and with the advice and consent of the United States Senate."

SEC. 18. Renumbered section 412 of such Act (relating to termination of the powers of the Secretary under the Act) is amended by striking out "1956" in each place it appears therein and inserting in lieu thereof "1960".

SEC. 19. Sections 4501 (c) and 6412 (d) (relating to the termination of taxes on sugar) of the Internal Revenue Code of 1954 are amended by striking out "1957" in each place it appears therein and inserting in lieu thereof "1961".

SEC. 20. Section 4502 (4), chapter 37, subchapter A, "Sugar", of the Internal Revenue Code of 1954 is amended as follows: Strike out the parenthetical word "(Clerget)" where it occurs in the first sentence and delete the second sentence thereof.

SEC. 21. (a) Section 4504, chapter 37, subchapter A, "Sugar", of the Internal Revenue Code of 1954 is amended by adding before the period at the end thereof the following: ", and except that such tax may be subject to refunds as a tax under the provisions of section 6418 (a)".

(b) Section 6418 (a) of chapter 65 of the Internal Revenue Code of 1954 is amended by striking out the "(a)" immediately following "section 4501".

SEC. 22. Except as otherwise provided, the amendments made hereby shall become effective as of January 1, 1956, except that sections 1 through 4 shall become effective upon publication in the Federal Register of regulations implementing such sections, or six months after the date of enactment of this Act, whichever is earlier.

Approved May 29, 1956.

7 USC 1101 note.

Regulations.

TIAS 3177.

7 USC 1101 note.
Termination.

Taxes.
68 A Stat. 533,
795.
26 USC 4501,
6412.

26 USC 4502.

26 USC 4504.

26 USC 6418.

Effective dates.

Publication in
FR.

Public Law 546

CHAPTER 343

AN ACT

To authorize the Secretary of the Interior to contract with the Middle Rio Grande Conservancy District of New Mexico for the payment of operation and maintenance charges on certain Pueblo Indian lands.

May 29, 1956
[H. R. 9207]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of the Act of August 27, 1935 (49 Stat. 887), as amended by section 5 of the Act of June 20, 1938 (52 Stat. 779), and by the Act of April 24, 1946 (60 Stat. 121), authorizing the Secretary of the Interior to provide by agreement with the Middle Rio Grande Conservancy District, a subdivision of the State of New Mexico, for the payment of operation and maintenance charges on newly reclaimed Pueblo Indian lands and lands purchased by the United States by virtue of the Act of June 7, 1924 (43 Stat. 636), as amended, for certain Pueblo Indians, are hereby extended for an additional period of ten years to 1965.

Approved May 29, 1956.

Pueblo Indian
lands.

Public Law 547

CHAPTER 348

May 31, 1956
[H. R. 8904]

AN ACT

To amend certain laws relating to the grade of certain personnel of the Army, Navy, Air Force, and Marine Corps upon retirement.

Armed Forces.
Retired lists,
advancement.

10 USC 1002,
1004.

10 USC 594.

10 USC 943a
note.
Effective date.
Retirement ap-
plication.

10 USC 943a,
971b.

34 USC 350i.

34 USC 350i.

10 USC 1005.

34 USC 410c.

Restriction.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That—

(1) subsections 203 (a) and 203 (e) of the Army and Air Force Vitalization and Retirement Equalization Act of 1948 (62 Stat. 1085, 1086) are amended by striking the words "during the period September 9, 1940, to June 30, 1946,"; and

(2) section 5 of the Act of August 21, 1941, as amended (62 Stat. 1085), is further amended by striking the words "during the period September 9, 1940, to June 30, 1946,".

SEC. 2. (a) Section 2 of the Act of July 16, 1953 (ch. 203, 67 Stat. 175), is amended to read as follows:

"SEC. 2. This Act takes effect on June 29, 1948."

(b) A retired member of the Army or the Air Force who would have been eligible to be retired in a higher grade or advanced to a higher grade on a retired list if the amendment made by subsection (a) of this section had been in effect at the time of his discharge or release from active duty as a commissioned officer, shall, if he applies within one year after the effective date of this Act, be advanced on the applicable retired list to that higher grade, and be entitled to retired pay on and after the effective date of this Act at the rate prescribed by section 5 of the Act of July 31, 1935 (49 Stat. 507), as amended, for that grade.

SEC. 3. Section 10 (b) (2) of the Act of July 24, 1941, as added by subsection 8 (a) of the Act of February 21, 1946 (60 Stat. 28), is amended by adding after the word "Act" the words "or title III of the Act of August 7, 1947 (61 Stat. 829)".

SEC. 4. (a) Subsection 10 (e) of the Act of July 24, 1941, as added by subsection 8 (a) of the Act of February 21, 1946 (60 Stat. 28), is repealed effective February 21, 1946.

(b) Subsection 203 (f) of the Army and Air Force Vitalization and Retirement Equalization Act of 1948 (62 Stat. 1086) is repealed.

(c) Section 1 (c) of the Act of August 9, 1955 (69 Stat. 615), repealing section 7 (c) of the Act of February 21, 1946 (60 Stat. 26), is effective February 21, 1946.

(d) No part of this Act deprives any member or former member of the Armed Forces of entitlement to the retired or retirement pay to which he was entitled on the day before the day on which that part takes effect.

SEC. 5. No person is entitled to advancement on the retired list or to an increase in retired or retirement pay because of this Act for any period before the effective date of this Act.

Approved May 31, 1956.

Public Law 548

CHAPTER 349

June 4, 1956
[S. 460]

AN ACT

To amend section 4482 of the Revised Statutes, as amended (46 U. S. C. 475), relating to life preservers for river steamers.

River steamers.
Life preservers.
46 USC 475.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 4482 of the Revised Statutes, as amended, is amended to read as follows:

"SEC. 4482. Every steam vessel navigating rivers only shall also be provided with an approved life preserver for each and every person allowed to be carried on said vessel by the certificate of inspection, including each member of the crew, which life preservers shall be kept in convenient and accessible places on such vessel in readiness for immediate use in case of accident. In lieu of an approved life preserver for each such person, the head of the Department in which the Coast Guard is operating may permit the use of such proportion of approved floats to the total number of persons carried or authorized to be carried as he may determine."

Approved June 4, 1956.

Public Law 549

CHAPTER 350

AN ACT

To authorize biennial inspection of the hulls and boilers of cargo vessels, and for other purposes.

June 4, 1956
[S. 743]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 4417 of the Revised Statutes, as amended (U. S. C., 1952 edition, title 46, sec. 391), is further amended to read as follows:

"SEC. 4417. (a) The head of the department in which the Coast Guard is operating shall require the Coast Guard to inspect before the same shall be put into service, and at least once in every year thereafter, the hull of every steam vessel carrying passengers; to determine to its satisfaction that every such vessel so submitted to inspection is of a structure suitable for the service in which she is to be employed, has suitable accommodations for passengers and the crew, and is in a condition to warrant the belief that she may be used in navigation, with safety to life, and that the vessel is in full compliance with the applicable requirements of this title or Acts amendatory or supplementary thereto and regulations thereunder; and if deemed expedient, to direct the vessel to be put in motion or to adopt any other suitable means to test her sufficiency and that of her equipment.

"(b) The head of the department in which the Coast Guard is operating shall require the Coast Guard to inspect before the same shall be put into service, and at least once in every two years thereafter, the hull of each steam vessel, not carrying passengers; to determine to its satisfaction that every such vessel so submitted to inspection is of a structure suitable for the service in which she is to be employed, has suitable accommodations for the crew, and is in a condition to warrant the belief that she may be used in navigation, with safety to life, and that the vessel is in full compliance with the applicable requirements of this title or Acts amendatory or supplementary thereto and regulations thereunder; and if deemed expedient, to direct the vessel to be put in motion or to adopt any other suitable means to test her sufficiency and that of her equipment.

"(c) The head of the department in which the Coast Guard is operating shall require the Coast Guard to inspect before the same shall be put into service, and at least once in every year thereafter, the hull of each sail vessel of over seven hundred gross tons carrying passengers for hire and all other vessels and barges of over one hundred gross tons carrying passengers for hire; and to determine to its satisfaction that every such vessel so submitted to inspection is of a structure suitable for the service in which she is to be employed, has suitable accommodations for the passengers and crew, and is in condition to warrant the belief that she may be used in navigation with safety to life.

Cargo vessels.
Biennial inspection.
33 Stat. 1023.

Steam vessels.

Sail vessels.

**Requirements
and enforcement.****Appeals.****Exemptions.**

33 Stat. 1029.
46 USC 404, 405.

48 Stat. 125.

**Boilers, unfired
pressure vessels,
etc.****Hydrostatic
tests.**

“(d) Whenever it is found on board any vessel subject to the provisions of this title, or any Acts amendatory or supplementary thereto, that any equipment, machinery, apparatus, or appliances do not conform to the requirements of law or regulations promulgated thereunder, the owner or master of said vessel shall be required to place the same in proper condition; and if there shall be found on board any such vessel any life preserver or fire hose so defective as to be incapable of repair, the owner or master shall be required to destroy the same in the presence of an official designated by the head of the department in which the Coast Guard is operating. In any of the foregoing cases the requirements may be enforced by revoking the certificate of said vessel, and by refusing to issue a new certificate until the requirements have been fully complied with. In any case where the head of the department in which the Coast Guard is operating has delegated to a Coast Guard official the authority to enforce the said requirements by revocation of certificates of inspection, the action of said Coast Guard official may be reversed, modified, or set aside by the head of the department in which the Coast Guard is operating on proper appeal by the owner or master of said vessel. Appeals shall be made to the head of the department in which the Coast Guard is operating within thirty days after the final action of the aforesaid Coast Guard official.

“(e) Vessels subject to inspection under this title or Acts amendatory or supplementary thereto while laid up and dismantled and out of commission may, by regulations established by the head of the department in which the Coast Guard is operating, be exempted from any or all inspection under sections 4417, 4418, 4426, and 4427 of the Revised Statutes.”

SEC. 2. Section 4418 of the Revised Statutes, as amended (U. S. C., 1952 edition, title 46, sec. 392), is further amended to read as follows:

“SEC. 4418. (a) The head of the department in which the Coast Guard is operating shall require the Coast Guard to inspect, before the same shall be put into service and once at least in every year thereafter, the boilers, unfired pressure vessels, and appurtenances thereof, also the propelling and auxiliary machinery, electrical apparatus and equipment, of all passenger vessels subject to inspection.

“(b) The head of the department in which the Coast Guard is operating also shall require the Coast Guard to inspect, before the same shall be put into service and at least once in every two years thereafter, the boilers, unfired pressure vessels, and appurtenances thereof, also the propelling and auxiliary machinery, electrical apparatus and equipment, of all vessels subject to inspection other than passenger vessels.

“(c) The head of the department in which the Coast Guard is operating shall require the Coast Guard to determine to its satisfaction by thorough examination that the boilers, unfired pressure vessels, and appurtenances thereof, also the propelling and auxiliary machinery, electrical apparatus and equipment of all vessels which are subject to inspection under subsections (a) and (b) herein are in conformity with law and the rules and regulations of the head of the department in which the Coast Guard is operating, and may be safely employed in the service proposed. No boiler, unfired pressure vessel, or appurtenances thereof shall be allowed to be used if constructed in whole or in part of defective material or which because of its form, design, workmanship, age, use, or for any other reason is unsafe.

“(d) At each original inspection and at each annual or biennial inspection thereafter, whichever is applicable, all boilers, unfired

pressure vessels, and main steam piping shall be subjected to hydrostatic tests or such other tests as may be prescribed by the head of the department in which the Coast Guard is operating. The ratio of the hydrostatic test to the maximum working pressure shall be determined by action of the head of the department in which the Coast Guard is operating."

SEC. 3. Section 10 of the Act of May 28, 1908 (ch. 212, 35 Stat. 428, as amended (U. S. C., 1952 edition, title 46, sec. 395)) is amended to read as follows:

"SEC. 10. (a) The head of the department in which the Coast Guard is operating shall require the Coast Guard to inspect, before the same shall be put into service and at least once in every year thereafter, the hull and equipment of every seagoing barge of one hundred gross tons or over carrying passengers; and to determine to its satisfaction that such barge is of a structure suitable for the service in which she is to be employed, has suitable accommodations for the crew and passengers, and is in a condition to warrant the belief that she may be used in navigation with safety to life.

"(b) The head of the department in which the Coast Guard is operating also shall require the Coast Guard to inspect, before the same shall be put into service and at least once in every two years thereafter, the hull and equipment of every seagoing barge of one hundred gross tons or over, not carrying passengers; and to determine to its satisfaction that such barge is of a structure suitable for the service in which she is to be employed, has suitable accommodations for the crew, if manned, and is in a condition to warrant the belief that she may be used in navigation with safety to life.

"(c) Upon the satisfactory completion of the inspection authorized herein, a certificate of inspection shall be issued in the manner and for the purposes prescribed in sections 4421 and 4423 of the Revised Statutes."

SEC. 4. Section 4453 of the Revised Statutes, as amended (U. S. C., 1952 edition, title 46, sec. 435) is amended to read as follows:

"SEC. 4453. In addition to the annual or biennial inspection, the head of the department in which the Coast Guard is operating shall require the Coast Guard to examine, at proper times, inspected vessels arriving and departing to and from their respective ports, so often as to enable them to detect any neglect to comply with the requirements of law, and also any defects or imperfections becoming apparent after the inspection aforesaid, and tending to render the navigation of such vessels unsafe; and if there shall be discovered any omission to comply with the law, or that repairs have become necessary to make such vessel safe, the master shall at once be notified in writing as to what is required. All inspections and orders for repair shall be made promptly. When it can be done safely, repairs may be permitted to be made where those interested can most conveniently do them. And whenever it is ascertained that any vessel subject to the provisions of this title or Acts amendatory or supplementary thereto, has been or is being navigated or operated without complying with the terms of the vessel's certificate of inspection regarding the number and class of licensed officers and crew, or without complying with the provisions of law and her said certificate as to the number or kind of life-saving or fire-fighting apparatus, or without maintaining in good and efficient condition her lifeboats, fire pumps, fire hose, and life preservers, or that for any other reason said vessel cannot be operated with safety to life, the owner or master of said vessel shall be ordered to correct such unlawful conditions, and the vessel may be required to cease navigating at once and to submit to reinspection; and in case the said orders shall not at once be complied with, the vessel's certificate of

Seagoing barges.

Certificate of inspection.

69 Stat. 86; 38 Stat. 1217.
46 USC 399, 400.

33 Stat. 1023.

Re inspections; notice for repairs.

Revocation of certificate.

inspection shall be revoked, and the owner, master, or agent of said vessel shall immediately be given notice, in writing, of such revocation; and no new certificate of inspection shall be again issued to her until the provisions of this title or Acts amendatory or supplementary thereto have been complied with. Any vessel subject to the provisions of this title or Acts amendatory or supplementary thereto operating or navigating or attempting to operate or navigate after the revocation of her certificate of inspection and before the issuance of a new certificate, shall, upon application by a department or agency charged with the enforcement of such title or Acts, to any district court of the United States having jurisdiction, and by proper order or action of said court in the premises, be seized summarily by way of libel and held without privilege of release by bail or bond until a proper certificate of inspection shall have been issued to said vessel:

Judicial process.

Appeal. *Provided*, That the owner, master, or person in charge of any vessel whose certificate shall have been so revoked may within thirty days after receiving notice of such revocation appeal to the head of the department in which the Coast Guard is operating for a reexamination of the case, and upon such appeal the said head of the department shall have power to revise, modify, or set aside such action of revocation, and direct the issuance to such vessel of her original certificate or of a new certificate of inspection; and in case the said head of the department shall so direct the issuance of a certificate, all judicial process against said vessel based on this section shall thereupon be of no further force or effect, and the vessel shall thereupon be released."

Penalty. SEC. 5. Section 4454 of the Revised Statutes, as amended (U. S. C., 1952 edition, title 46, sec. 436), is amended by deleting the word "steamer" and inserting in lieu thereof the words "inspected vessel"; and by deleting the words "Coast Guard" and inserting in lieu thereof the word "examining".

Approved June 4, 1956.

Public Law 550

CHAPTER 351

AN ACT

June 4, 1956
[S. 1378]

To clarify and consolidate the authority to require the establishment, maintenance, and operation of aids to maritime navigation on fixed structures in or over navigable waters of the United States.

Aids to maritime
navigation.
63 Stat. 501.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 85 of title 14, United States Code, is amended to read as follows:

"§ 85. Aids to maritime navigation on fixed structures; penalty

"The Secretary shall prescribe and enforce necessary and reasonable rules and regulations, for the protection of maritime navigation, relative to the establishment, maintenance, and operation of lights and other signals on fixed structures in or over navigable waters of the United States. Any owner or operator of such a structure, excluding an agency of the United States, who violates any of the rules or regulations prescribed hereunder, commits a misdemeanor and shall be punished, upon conviction thereof, by a fine of not exceeding \$100 for each day during which such violation continues."

41 Stat. 1073.

SEC. 2. Section 18 of the Federal Water Power Act, as amended (U. S. C., 1946 edition, title 16, sec. 811), is further amended by striking out the words "Secretary of War" in the first sentence and inserting in lieu thereof the words "Secretary of the Department in which the Coast Guard is operating".

SEC. 3. The analysis of chapter 5 of title 14, United States Code, immediately preceding section 81 of such title, is amended by striking out the item

"85. Failure to maintain lights; penalty"

and inserting in lieu thereof the following:

"85. Aids to maritime navigation on fixed structures; penalty."

Approved June 4, 1956.

Public Law 551

CHAPTER 352

AN ACT

June 4, 1956
[S. 1790]

To amend section 4153 of the Revised Statutes, as amended, to authorize more liberal propelling power allowances in computing the net tonnages of certain vessels.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subdivision (f) of section 4153 of the Revised Statutes, as amended (U. S. C., 1952 edition, title 46, sec. 77 (f)), is further amended to read as follows:

"(f) In the case of a vessel which is screw propelled in whole or in part, the following deduction shall be made for the space occupied by the propelling machinery:

"(1) Thirty-two thirtieths times the tonnage of the propelling-machinery space, if the tonnage of that space is not more than 13 per centum of the gross tonnage of the vessel and if that space is reasonable in extent: *Provided, however,* That, in lieu thereof, the deduction shall be one and three-fourths times the tonnage of the propelling-machinery space, in the case of a vessel the construction of which was commenced on or before the date of enactment of this Act, if the owner so elects;

"(2) Thirty-two per centum of the gross tonnage of the vessel, if the tonnage of the propelling-machinery space is more than 13 per centum and less than 20 per centum of the gross tonnage of the vessel; or

"(3) Thirty-two per centum of the gross tonnage of the vessel or one and three-fourths times the tonnage of the propelling-machinery space, whichever the owner of the vessel elects, if the tonnage of that space is 20 per centum or more of the gross tonnage of the vessel."

SEC. 2. Subdivision (g) of section 4153 of the Revised Statutes, as amended (U. S. C., 1952 edition, title 46, sec. 77 (g)), is further amended to read as follows:

"(g) In the case of a vessel which is propelled in whole or in part by paddle wheels, the following deduction shall be made for the space occupied by the propelling machinery:

"(1) Thirty-seven twentieths times the tonnage of the propelling-machinery space, if the tonnage of that space is not more than 20 per centum of the gross tonnage of the vessel and if that space is reasonable in extent: *Provided, however,* That, in lieu thereof, the deduction shall be one and one-half times the tonnage of the propelling-machinery space, in the case of a vessel the construction of which was commenced on or before the date of enactment of this Act, if the owner so elects;

"(2) Thirty-seven per centum of the gross tonnage of the vessel, if the tonnage of the propelling-machinery space is more than 20 per centum and less than 30 per centum of the gross tonnage of the vessel; or

Tonnage of ves-
sels.
Computation.

Screw-propelled
vessels.

Paddle-propelled
vessels.

“(3) Thirty-seven per centum of the gross tonnage of the vessel or one and one-half times the tonnage of the propelling-machinery space, whichever the owner elects, if the tonnage of that space is 30 per centum or more of the gross tonnage of the vessel.”

Approved June 4, 1956.

Public Law 552

CHAPTER 353

June 4, 1956
[S. 1791]

AN ACT

To amend section 3 of the Act of April 25, 1940 (54 Stat. 164), relating to the lights required to be carried by motorboats.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (c) of section 3 of the Act of April 25, 1940 (54 Stat. 164; U. S. C., 1952 edition, title 46, sec. 526b) is amended to read as follows:

Motorboat lights.

“(c) Motorboats of classes A and 1 when propelled by sail alone shall carry the combined lantern, but not the white light aft, prescribed by this section. Motorboats of classes 2 and 3, when so propelled, shall carry the colored side lights, suitably screened, but not the white lights, prescribed by this section. Motorboats of all classes, when so propelled, shall carry, ready at hand, a lantern or flashlight showing a white light which shall be exhibited in sufficient time to avert collision.”

SEC. 2. Section 3 of the Act is further amended by adding after subsection (d) thereof the following new subsections:

“(e) When propelled by sail and machinery any motorboat shall carry the lights required by this section for a motor boat propelled by machinery only.

33 USC 143-147d;
49 USC 177, 560.

“(f) Any motor boat may carry and exhibit the lights required by the Regulations for Preventing Collisions at Sea, 1948, Act of October 11, 1951 (65 Stat. 406-420), as amended, in lieu of the lights required by this section.”

Approved June 4, 1956.

Public Law 553

CHAPTER 354

June 4, 1956
[S. 2151]

AN ACT

To provide for the segregation of certain funds of the Fort Berthold Indians on the basis of a membership roll prepared for such purpose.

Fort Berthold Indians.
Segregated shares.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized and directed to segregate the fund on deposit in the Treasury of the United States titled “The Three Affiliated Tribes of Fort Berthold Reservation, North Dakota” on the basis of a membership roll prepared for that purpose and approved by the Secretary. The segregated shares of adults, including interest accruals thereon, shall be subject to expenditure in accordance with plans prepared and submitted by such adults and approved by the Secretary. The segregated shares, including interest accruals thereon, of persons who are minors or non compos mentis shall be subject to expenditure in accordance with procedures approved by the Secretary. The Secretary may require any segregated share of a member to be used to pay a debt that is owed by such person to the Tribes or to the United States and that is due and payable.

Approved June 4, 1956.

Public Law 554

CHAPTER 355

AN ACT

Making appropriations for the Department of Agriculture and Farm Credit Administration for the fiscal year ending June 30, 1957, and for other purposes.

June 4, 1956
[H. R. 11177]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Department of Agriculture and Farm Credit Administration for the fiscal year ending June 30, 1957, namely:

Department of
Agriculture and
Farm Credit Ad-
ministration Ap-
propriation Act,
1957.

DEPARTMENT OF AGRICULTURE

TITLE I—REGULAR ACTIVITIES

AGRICULTURAL RESEARCH SERVICE

SALARIES AND EXPENSES

For expenses necessary to perform agricultural research relating to production and utilization, to control and eradicate pests and plant and animal diseases, and to perform related inspection, quarantine and regulatory work, and meat inspection: *Provided*, That not to exceed \$15,000 of the appropriations hereunder shall be available for employment pursuant to the second sentence of section 706 (a) of the Organic Act of 1944 (5 U. S. C. 574), as amended by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a): *Provided further*, That appropriations hereunder shall be available for the operation and maintenance of aircraft and the purchase of not to exceed three, of which two shall be for replacement only: *Provided further*, That appropriations hereunder shall be available pursuant to 5 U. S. C. 565a for the construction, alteration, and repair of buildings and improvements, but unless otherwise provided, the cost of constructing any one building (except headhouses connecting greenhouses) shall not exceed \$7,500 and the cost of altering any one building during the fiscal year shall not exceed \$3,750 or two per centum of the cost of the building, whichever is greater: *Provided further*, That appropriations hereunder shall be available for uniforms, or allowances therefor, as authorized by the Act of September 1, 1954, as amended (5 U. S. C. 2131):

58 Stat. 742.
60 Stat. 810.

58 Stat. 742.

68 Stat. 1114.

Research: For research and demonstrations on the production and utilization of agricultural products, and related research and services, including administration of payments to State agricultural experiment stations; \$49,972,000: *Provided further*, That not to exceed \$1,850,000 shall be available for construction of buildings and for the acquisition of necessary land therefor by donation, or exchange, and not to exceed \$75,000 for alterations of buildings, without regard to limitations prescribed herein;

Limitation.

Plant and animal disease and pest control: For operations and measures to control and eradicate pests and plant and animal diseases and for carrying out assigned inspection, quarantine and regulatory activities, as authorized by law; \$26,294,000, of which \$4,400,000 shall be apportioned for use pursuant to section 3679 of the Revised Statutes, as amended, for the control of outbreaks of insects and plant diseases under the joint resolution approved May 9, 1938 (7 U. S. C. 148–148e), and the Act of August 13, 1954 (7 U. S. C. 148), to the extent necessary to meet emergency conditions: *Provided further*, That \$1,250,000 of such \$4,400,000 shall be immediately available for expenditure for control and eradication of the Mediterranean fruit fly: *Provided further*,

52 Stat. 344.
68 Stat. 717.

62 Stat. 442.
7 USC 150 note.

7 USC 150c.

That no part of this appropriation shall be used to pay the cost or value of trees, farm animals, farm crops, or other property injured or destroyed as a result of plant insect and disease control activities except potatoes and tomatoes as authorized under the Golden Nematode Act: *Provided further*, That, in the discretion of the Secretary, no part of this appropriation shall be expended for the control of sweet-potato weevil in any State until such State has provided cooperation necessary to accomplish this purpose, or for barberry eradication until a sum or sums at least equal to such expenditures shall have been made available by States, counties, or local authorities, or by individuals or organizations for the accomplishment of this purpose, or with respect to the golden nematode except as prescribed in section 4 of the Golden Nematode Act;

Meat inspection: For carrying out the provisions of laws relating to Federal inspection of meat and meat-food products and the applicable provisions of the laws relating to process or renovated butter; \$15,650,000.

PAYMENTS TO STATES, HAWAII, ALASKA, AND PUERTO RICO

7 U S C 361a-
361i.

60 Stat. 1089.

For payments to agricultural experiment stations to carry into effect the provisions of the Hatch Act, approved March 2, 1887 (7 U. S. C. 362, 363, 365, 368, 377-379), as amended by the Act approved August 11, 1955 (69 Stat. 671), including administration by the United States Department of Agriculture, \$29,003,708; and payments authorized under section 204 (b) of the Agricultural Marketing Act, the Act approved August 14, 1946 (7 U. S. C. 1623), \$500,000; in all, \$29,503,708.

DISEASES OF ANIMALS AND POULTRY

61 Stat. 7; 23
Stat. 31.
21 USC 114c.

Appraisalment
basis.

Eradication activities: For expenses necessary in the arrest and eradication of foot-and-mouth disease, rinderpest, contagious pleuropneumonia, or other contagious or infectious diseases of animals, or European fowl pest and similar diseases in poultry, including the payment of claims growing out of destruction of animals (including poultry) affected by or exposed to, or of materials contaminated by or exposed to, any such disease, when there has been compliance with all lawful quarantine regulations, and for foot-and-mouth disease and rinderpest programs undertaken pursuant to the provisions of the Act of February 28, 1947, and the Act of May 29, 1884, as amended (7 U. S. C. 391; 21 U. S. C. 111-122), including expenses in accordance with section 2 of said Act of February 28, 1947, the Secretary may transfer from other appropriations or funds available to the bureaus, corporations, or agencies of the Department such sums as he may deem necessary, but not to exceed \$1,550,000 for eradication of vesicular exanthema of swine, to be available only in an emergency which threatens the livestock or poultry industry of the country, and any unexpended balances of funds transferred under this head in the next preceding fiscal year shall be merged with such transferred amounts: *Provided*, That, except for payments made pursuant to said Act of February 28, 1947, the payment for animals may be made on appraisalment based on the meat, egg-production, dairy, or breeding value, but in case of appraisalment based on breeding value no appraisalment of any animal shall exceed three times its meat, egg-production, or dairy value and, except in case of an extraordinary emergency to be determined by the Secretary, the payment by the United States shall not exceed one-half of any such appraisements: *Provided further*, That this appropriation shall be subject to applica-

ble provisions contained in the item "Salaries and expenses, Agricultural Research Service".

Research: For expenses necessary for research authorized by the Act of April 24, 1948 (21 U. S. C. 113a), \$3,500,000.

62 Stat. 198.

EXTENSION SERVICE

PAYMENTS TO STATES, HAWAII, ALASKA, AND PUERTO RICO

For payments for cooperative agricultural extension work under the Smith-Lever Act, as amended by the Act of June 26, 1953 (7 U. S. C. 341-348), and the Act of August 11, 1955 (69 Stat. 683-4), \$48,370,000; and payments and contracts for such work under section 204 (b)-205 of the Agricultural Marketing Act of 1946 (7 U. S. C. 1623-1624), \$1,495,000; in all, \$49,865,000: *Provided*, That funds hereby appropriated pursuant to section 3 (c) of the Act of June 26, 1953, shall not be paid to any State, Hawaii, Alaska, or Puerto Rico prior to availability of an equal sum from non-Federal sources for expenditure during the current fiscal year.

67 Stat. 83.
7 USC 347a, 348.

60 Stat. 1089.

7 USC 343.

FEDERAL EXTENSION SERVICE

Administration and coordination: For administration of the Smith-Lever Act, as amended by the Act of June 26, 1953 (7 U. S. C. 341-348), and the Act of August 11, 1955 (69 Stat. 683-4), and extension aspects of the Agricultural Marketing Act of 1946 (7 U. S. C. 1621-1627), and to coordinate and provide program leadership for the extension work of the Department and the several States, Territories, and insular possessions, \$2,000,000.

67 Stat. 83.
7 USC 347a, 348.

60 Stat. 1087.

Penalty mail: For costs of penalty mail for cooperative extension agents, \$1,650,000.

FARMER COOPERATIVE SERVICE

For necessary expenses to carry out the Act of July 2, 1926 (7 U. S. C. 451-457), \$550,000.

44 Stat. 802.

SOIL CONSERVATION SERVICE

CONSERVATION OPERATIONS

For necessary expenses for carrying out the provisions of the Act of April 27, 1935 (16 U. S. C. 590a-590f), including preparation of conservation plans and establishment of measures to conserve soil and water (including farm irrigation and land drainage and such special measures as may be necessary to prevent floods and the siltation of reservoirs); operation of conservation nurseries; classification and mapping of soils; dissemination of information; purchase and erection or alteration of permanent buildings; operation and maintenance of aircraft; and furnishing of subsistence to employees; \$67,500,000: *Provided*, That the cost of any permanent building purchased, erected, or as improved, exclusive of the cost of constructing a water supply or sanitary system and connecting the same to any such building and with the exception of buildings acquired in conjunction with land being purchased for other purposes, shall not exceed \$2,500, except for eight buildings to be constructed or improved at a cost not to exceed \$15,000 per building and except that alterations or improvements to other existing permanent buildings costing \$2,500 or more may be made in any fiscal year in an amount not to exceed \$500 per building: *Provided further*, That no part of this appropriation shall be available for the construction of any such building on land not owned by the Government: *Provided further*,

49 Stat. 163.

Cost of buildings.

Restrictions.

49 Stat. 163.

58 Stat. 742.

60 Stat. 810.

That in the State of Missouri, where the State has established a central State agency authorized to enter into agreements with the United States or any of its agencies on policies and general programs for the saving of its soil by the extension of Federal aid to any soil conservation district in such State, the agreements made by or on behalf of the United States with any such soil conservation district shall have the prior approval of such central State agency before they shall become effective as to such district: *Provided further*, That no part of this appropriation may be expended for soil and water conservation operations under the Act of April 27, 1935 (16 U. S. C. 590a-590f), in demonstration projects: *Provided further*, That not to exceed \$5,000 may be used for employment pursuant to the second sentence of section 706 (a) of the Organic Act of 1944 (5 U. S. C. 574), as amended by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a): *Provided further*, That qualified local engineers may be temporarily employed at per diem rates to perform the technical planning work of the service.

WATERSHED PROTECTION

68 Stat. 666.

49 Stat. 163.

For expenses necessary to conduct surveys, investigations, and research and to carry out preventive measures, including, but not limited to, engineering operations, methods of cultivation, the growing of vegetation, and changes in use of land, in accordance with the Watershed Protection and Flood Prevention Act, approved August 4, 1954 (16 U. S. C. 1001-1007), and the provisions of the Act of April 27, 1935 (16 U. S. C. 590a-590f), to remain available until expended, \$17,500,000, with which shall be merged the unexpended balances of funds heretofore appropriated or transferred to the Department for watershed protection purposes.

FLOOD PREVENTION

49 Stat. 1570.
33 USC 701 a-
701h.

58 Stat. 742.

60 Stat. 810.

For expenses necessary, in accordance with the Flood Control Act, approved June 22, 1936 (33 U. S. C. 701-709), as amended and supplemented, and in accordance with the provisions of laws relating to the activities of the Department, to perform works of improvement, including not to exceed \$100,000 for employment pursuant to the second sentence of section 706 (a) of the Organic Act of 1944 (5 U. S. C. 574), as amended by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates for individuals not to exceed \$50 per diem, to remain available until expended, \$12,000,000, with which shall be merged the unexpended balances of funds heretofore appropriated or transferred to the Department for flood prevention purposes: *Provided*, That no part of such funds shall be used for the purchase of lands in the Yazoo and Little Tallahatchie watersheds without specific approval of the county board of supervisors of the county in which such lands are situated.

WATER CONSERVATION AND UTILIZATION PROJECTS

54 Stat. 1119.

64 Stat. 769.

For expenses necessary to carry out the functions of the Department under the Acts of May 10, 1939 (53 Stat. 685, 719), October 14, 1940 (16 U. S. C. 590y-z-10), as amended and supplemented, June 28, 1949 (63 Stat. 277), and September 6, 1950 (7 U. S. C. 1033-1039), relating to water conservation and utilization projects, to remain available until expended, \$232,000, which sum shall be merged with the unexpended balances of funds heretofore appropriated to said Department for the purpose of said Acts.

AGRICULTURAL CONSERVATION PROGRAM SERVICE

For necessary expenses to carry into effect the provisions of sections 7 to 17, inclusive, of the Soil Conservation and Domestic Allotment Act, approved February 29, 1936, as amended (16 U. S. C. 590g-590q), including not to exceed \$6,000 for the preparation and display of exhibits, including such displays at State, interstate, and international fairs within the United States; \$227,500,000, to remain available until December 31 of the next succeeding fiscal year for compliance with the program of soil-building practices and soil- and water-conserving practices authorized under this head in the Department of Agriculture and Farm Credit Administration Appropriation Act, 1956, carried out during the period July 1, 1955, to December 31, 1956, inclusive: *Provided*, That not to exceed \$24,698,000 of the total sum provided under this head shall be available during the current fiscal year for salaries and other administrative expenses for carrying out such program, the cost of aerial photographs, however, not to be charged to such limitation; but not more than \$4,773,800 shall be transferred to the appropriation account "Administrative expenses, section 392, Agricultural Adjustment Act of 1938": *Provided further*, That payments to claimants hereunder may be made upon the certificate of the claimant, which certificate shall be in such form as the Secretary may prescribe, that he has carried out the conservation practice or practices and has complied with all other requirements as conditions for such payments and that the statements and information contained in the application for payment are correct and true, to the best of his knowledge and belief, under the penalties of title 18, United States Code: *Provided further*, That none of the funds herein appropriated or made available for the functions assigned to the Agricultural Adjustment Agency pursuant to the Executive Order Numbered 9069, of February 23, 1942, shall be used to pay the salaries or expenses of any regional information employees or any State information employees, but this shall not preclude the answering of inquiries or supplying of information at the county level to individual farmers: *Provided further*, That such amount shall be available for salaries and other administrative expenses in connection with the formulation and administration of the 1957 program of soil-building practices and soil- and water-conserving practices, under the Act of February 29, 1936, as amended (amounting to \$250,000,000, including administration, and no participant shall receive more than \$1,500, except where the participants from two or more farms or ranches join to carry out approved practices designed to conserve or improve the agricultural resources of the community); but the payments or grants under such programs shall be conditioned upon the utilization of land with respect to which such payments or grants are to be made in conformity with farming practices which will encourage and provide for soil-building and soil- and water-conserving practices in the most practical and effective manner and adapted to conditions in the several States, as determined and approved by the State committees appointed pursuant to section 8 (b) of the Soil Conservation and Domestic Allotment Act, as amended (16 U. S. C. 590h (b)), for the respective States: *Provided further*, That not to exceed 5 per centum of the allocation for the 1957 agricultural conservation program for any county may, on the recommendation of such county committee and approval of the State committee, be withheld and allotted to the Soil Conservation Service for services of its technicians in formulating and carrying out the agricultural conservation program in the participating counties, and the funds so allotted may be placed in a single account for each State, and shall not be utilized by the Soil Conservation Service for any

49 Stat. 1148.

69 Stat. 51.

52 Stat. 69.
7 USC 1392.

62 Stat. 683.

50 USC app. 601
note.49 Stat. 1148.
16 USC 590g-
590q.

49 Stat. 1150.

Restriction.

53 Stat. 1147.
5 USC 118k note.

62 Stat. 792.

purpose other than technical and other assistance in such counties, and in addition, on the recommendation of such county committee and approval of the State committee, not to exceed 1 per centum may be made available to any other Federal, State, or local public agency for the same purpose and under the same conditions: *Provided further*, That for the 1957 program \$2,500,000 shall be available for technical assistance in formulating and carrying out agricultural conservation practices and \$1,000,000 shall be available for conservation practices related directly to flood prevention work in approved watersheds: *Provided further*, That such amounts shall be available for the purchase of seeds, fertilizers, lime, trees, or any other farming material, or any soil-terracing services, and making grants thereof to agricultural producers to aid them in carrying out farming practices approved by the Secretary under programs provided for herein: *Provided further*, That no part of any funds available to the Department, or any bureau, office, corporation, or other agency constituting a part of such Department, shall be used in the current fiscal year for the payment of salary or travel expenses of any person who has been convicted of violating the Act entitled "An Act to prevent pernicious political activities", approved August 2, 1939, as amended, or who has been found in accordance with the provisions of title 18, United States Code, section 1913, to have violated or attempted to violate such section which prohibits the use of Federal appropriations for the payment of personal services or other expenses designed to influence in any manner a Member of Congress to favor or oppose any legislation or appropriation by Congress except upon request of any Member or through the proper official channels.

AGRICULTURAL MARKETING SERVICE

MARKETING RESEARCH AND SERVICE

60 Stat. 1087.

58 Stat. 742.

For expenses necessary to carry on research and service to improve and develop marketing and distribution relating to agriculture as authorized by the Agricultural Marketing Act of 1946 (7 U. S. C. 1621-1627) and other laws, including the administration of marketing regulatory acts connected therewith: *Provided*, That appropriations hereunder shall be available pursuant to 5 U. S. C. 565a for the construction, alteration, and repair of buildings and improvements, but unless otherwise provided, the cost of erecting any one building shall not exceed \$7,500 and the cost of altering any one building during the fiscal year shall not exceed \$3,750 or 2 per centum of the cost of the building, whichever is greater:

Marketing research and agricultural estimates: For research and development relating to agricultural marketing and distribution, for analyses relating to farm prices, income and population, and demand for farm products, and for crop and livestock estimates; \$13,200,000: *Provided*, That not less than \$350,000 of the funds contained in this appropriation shall be available to continue to gather statistics and conduct a special study on the price spread between the farmer and the consumer: *Provided further*, That no part of the funds herein appropriated shall be available for any expense incident to ascertaining, collating, or publishing a report stating the intention of farmers as to the acreage to be planted in cotton, or for estimates of apple production for other than the commercial crop.

Marketing services: For services relating to agricultural marketing and distribution, for carrying out regulatory acts connected therewith, and for administration and coordination of payments to States; \$13,020,000, including not to exceed \$25,000 for employment at rates

not to exceed \$50 per diem, except for employment in rate cases for which \$100 per diem may be paid, pursuant to the second sentence of section 706 (a) of the Organic Act of 1944 (5 U. S. C. 574), as amended by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), in carrying out section 201 (a) to 201 (d), inclusive, of title II of the Agricultural Adjustment Act of 1938 (7 U. S. C. 1291) and section 203 (j) of the Agricultural Marketing Act of 1946.

58 Stat. 742.

60 Stat. 810.

52 Stat. 36.
60 Stat. 1088.
7 USC 1622.

PAYMENTS TO STATES, TERRITORIES, AND POSSESSIONS

For payments to departments of agriculture, bureaus and departments of markets and similar agencies for marketing activities under section 204 (b) of the Agricultural Marketing Act of 1946 (7 U. S. C. 1623 (b)), \$1,160,000.

60 Stat. 1089.

SCHOOL LUNCH PROGRAM

For necessary expenses to carry out the provisions of the National School Lunch Act (42 U. S. C. 1751-1760), \$100,000,000: *Provided*, That no part of this appropriation shall be used for nonfood assistance under section 5 of said Act.

60 Stat. 230.

42 USC 1754.

FOREIGN AGRICULTURAL SERVICE

For necessary expenses for the Foreign Agricultural Service, including carrying out title VI of the Agricultural Act of 1954 (68 Stat. 908), and for enabling the Secretary to coordinate and integrate activities of the Department in connection with foreign agricultural work, including not to exceed \$20,000 for representation allowances, \$3,750,000: *Provided*, That not less than \$400,000 of the funds contained in this appropriation shall be available to obtain statistics and related facts on foreign production and full and complete information on methods used by other countries to move farm commodities in world trade on a competitive basis.

7 USC 1761-
1768.

COMMODITY EXCHANGE AUTHORITY

For necessary expenses to carry into effect the provisions of the Commodity Exchange Act, as amended (7 U. S. C. 1-17a), \$787,400.

49 Stat. 1491.

COMMODITY STABILIZATION SERVICE

AGRICULTURAL ADJUSTMENT PROGRAMS

For necessary expenses to formulate and carry out acreage allotment and marketing quota programs pursuant to provisions of title III of the Agricultural Adjustment Act of 1938, as amended (7 U. S. C. 1301-1393), \$41,200,000, of which not more than \$6,343,100 shall be transferred to the appropriation account "Administrative expenses, section 392, Agricultural Adjustment Act of 1938".

52 Stat. 38.

SUGAR ACT PROGRAM

For necessary expenses to carry into effect the provisions of the Sugar Act of 1948 (7 U. S. C. 1101-1160), \$67,600,000, to remain available until June 30 of the next succeeding fiscal year: *Provided*, That expenditures (including transfers) from this appropriation for other than payments to sugar producers shall not exceed \$1,873,000.

61 Stat. 922.

FEDERAL CROP INSURANCE CORPORATION

For operating and administrative expenses, \$6,210,000.

RURAL ELECTRIFICATION ADMINISTRATION

49 Stat. 1363. To carry into effect the provisions of the Rural Electrification Act of 1936, as amended (7 U. S. C. 901-924), as follows:

LOAN AUTHORIZATIONS

7 USC 907, 903. For loans in accordance with said Act, and for carrying out the provisions of section 7 thereof, to be borrowed from the Secretary of the Treasury in accordance with the provisions of section 3 (a) of said Act as follows: Rural electrification program, \$214,000,000, of which not to exceed \$25,000,000 shall be placed in reserve to be borrowed under the same terms and conditions to the extent that such amount is required during the fiscal year 1957 under the then existing conditions for the expeditious and orderly development of the rural electrification program; and rural telephone program, \$100,000,000, of which not to exceed \$20,000,000 shall be placed in reserve to be borrowed under the same terms and conditions to the extent that such amount is required during the fiscal year 1957 under the then existing conditions for the expeditious and orderly development of the rural telephone program.

SALARIES AND EXPENSES

58 Stat. 742. For administrative expenses, including not to exceed \$500 for financial and credit reports, and not to exceed \$150,000 for employment pursuant to the second sentence of section 706 (a) of the Organic Act of 1944 (5 U. S. C. 574), as amended by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), \$8,600,000.

60 Stat. 810.

FARMERS' HOME ADMINISTRATION

50 Stat. 522. To carry into effect the provisions of titles I, II, and the related provisions of title IV of the Bankhead-Jones Farm Tenant Act, as amended (7 U. S. C. 1000-1031); the Farmers' Home Administration Act of 1946 (7 U. S. C. 1001, note; 31 U. S. C. 82h; 12 U. S. C. 371; 35 D. C. Code 535; 60 Stat. 1062-1080); the Act of July 30, 1946 (40 U. S. C. 436-439); the Act of August 28, 1937, as amended (16 U. S. C. 590r-590x-3), for the development of facilities for water storage and utilization in the arid and semiarid areas of the United States; the provisions of title V of the Housing Act of 1949, as amended (42 U. S. C. 1471-1483), relating to financial assistance for farm housing; the Rural Rehabilitation Corporation Trust Liquidation Act, approved May 3, 1950 (40 U. S. C. 440-444); the items "Loans to farmers, 1948 flood damage" in the Act of June 25, 1948 (62 Stat. 1038), and "Loans to farmers, property damage" in the Act of May 24, 1949 (63 Stat. 82); the collecting and servicing of credit sales and development accounts in water conservation and utilization projects (53 Stat. 685, 719), as amended and supplemented (16 U. S. C. 590y, z1 and z10); and the Act to direct the Secretary of Agriculture to convey certain mineral interests, approved September 6, 1950 (7 U. S. C. 1033-1039), as follows:

60 Stat. 711.
50 Stat. 869; 68 Stat. 735.
63 Stat. 432.
64 Stat. 98.
53 Stat. 1418; 54 Stat. 1119.
64 Stat. 769.

LOAN AUTHORIZATIONS

50 Stat. 531.
7 USC 1024. For loans (including payments in lieu of taxes and taxes under section 50 of the Bankhead-Jones Farm Tenant Act, as amended, and

advances incident to the acquisition and preservation of security of obligations under the foregoing several authorities): Title I and section 43 of title IV of the Bankhead-Jones Farm Tenant Act, as amended, \$24,000,000, of which not to exceed \$5,000,000 may be distributed to States and Territories without regard to farm population and prevalence of tenancy, in addition to the amount otherwise distributed thereto, for loans in reclamation projects and to entrymen on unpatented public land; title II of the Bankhead-Jones Farm Tenant Act, as amended, \$165,000,000; the Act of August 28, 1937, as amended, \$5,500,000; and an additional amount not to exceed \$15,000,000 may be borrowed under the same terms and conditions to the extent that such additional amount is required during fiscal year 1957 under the then existing conditions for the expeditious and orderly conduct of the loan program under title II of the Bankhead-Jones Farm Tenant Act, as amended: *Provided*, That not to exceed the foregoing several amounts shall be borrowed in one account from the Secretary of the Treasury in accordance with the provisions set forth under this head in the Department of Agriculture Appropriation Act, 1952.

50 Stat. 522, 530.
7 U.S.C. 1001-
1006, 1017.

50 Stat. 524.
7 U.S.C. 1007-
1009.
50 Stat. 869; 68
Stat. 735.
16 U.S.C. 590r-
590x-3.

65 Stat. 240.

SALARIES AND EXPENSES

For making, servicing, and collecting loans and insured mortgages, the servicing and collecting of loans made under prior authority, the liquidation of assets transferred to Farmers' Home Administration, and other administrative expenses, \$26,750,000, together with a transfer of not to exceed \$550,000 of the fees and administrative expense charges made available by subsections (d) and (e) of section 12 of the Bankhead-Jones Farm Tenant Act, as amended (7 U. S. C. 1005 (b)), and section 10 (c) of the Act of August 28, 1937, as amended.

7 USC 1005b.
68 Stat. 736.
16 USC 590x-3.

OFFICE OF THE GENERAL COUNSEL

For necessary expenses, including payment of fees or dues for the use of law libraries by attorneys in the field service, \$2,740,000.

OFFICE OF THE SECRETARY

For expenses of the Office of the Secretary of Agriculture, including the purchase of one passenger motor vehicle for replacement only; expenses of the National Agricultural Advisory Commission; stationery, supplies, materials, and equipment; freight, express, and drayage charges; advertising of bids, communication service, postage, washing towels, repairs and alterations, uniforms or allowances therefor, as authorized by the Act of September 1, 1954, as amended (5 U. S. C. 2131), and other miscellaneous supplies and expenses not otherwise provided for and necessary for the practical and efficient work of the Department of Agriculture; \$2,500,000.

68 Stat. 1114.

OFFICE OF INFORMATION

For necessary expenses of the Office of Information for the dissemination of agricultural information and the coordination of informational work and programs authorized by Congress in the Department, \$1,325,000, of which total appropriation not to exceed \$537,000 may be used for farmers' bulletins, which shall be adapted to the interests of the people of the different sections of the country, an equal proportion of four-fifths of which shall be delivered to or sent out under the addressed franks furnished by the Senators, Representatives, and Delegates in Congress, as they shall direct (7 U. S. C. 417) and not less than two hundred thirty thousand eight hundred and fifty

34 Stat. 690.
Yearbook of Ag-
riculture.

28 Stat. 612.

58 Stat. 742.

60 Stat. 810.

copies for the use of the Senate and House of Representatives of part 2 of the annual report of the Secretary (known as the Yearbook of Agriculture) as authorized by section 73 of the Act of January 12, 1895 (44 U. S. C. 241): *Provided*, That in the preparation of motion pictures or exhibits by the Department, not exceeding a total of \$10,000 may be used for employment pursuant to the second sentence of section 706 (a) of the Organic Act of 1944 (5 U. S. C. 574), as amended by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a).

LIBRARY

For necessary expenses, including dues for library membership in societies or associations which issue publications to members only or at a price to members lower than to subscribers who are not members, \$735,000.

TITLE II—CORPORATIONS

61 Stat. 584.
31 USC 849.

The following corporations and agencies are hereby authorized to make such expenditures, within the limits of funds and borrowing authority available to each such corporation or agency and in accord with law, and to make such contracts and commitments without regard to fiscal year limitations as provided by section 104 of the Government Corporation Control Act, as amended, as may be necessary in carrying out the programs set forth in the budget for the fiscal year 1957 for such corporation or agency, except as hereinafter provided:

Federal Crop Insurance Corporation: *Provided*, That the direct costs of loss adjusters for crop inspections and loss adjustments may be considered as nonadministrative or nonoperating expenses: *Provided further*, That not to exceed \$2,000,000 of administrative and operating expenses may be paid from premium income.

COMMODITY CREDIT CORPORATION

RESTORATION OF CAPITAL IMPAIRMENT

52 Stat. 107.

To restore the capital impairment of the Commodity Credit Corporation determined by the appraisal of June 30, 1955, pursuant to section 1 of the Act of March 8, 1938, as amended (15 U. S. C. 713a-1), \$929,287,178.

LIMITATION ON ADMINISTRATIVE EXPENSES

68 Stat. 1114.

64 Stat. 765.
31 USC 665.

Nothing in this Act shall be so construed as to prevent the Commodity Credit Corporation from carrying out any activity or any program authorized by law: *Provided*, That not to exceed \$31,000,000 shall be available for administrative expenses of the Corporation including uniforms, or allowances therefor, as authorized by the Act of September 1, 1954 (5 U. S. C. 2131), as amended: *Provided further*, That \$1,000,000 of this authorization shall be available only to expand and strengthen the sales program of the Corporation pursuant to authority contained in the Corporation's charter: *Provided further*, That not less than 7 per centum of this authorization shall be placed in reserve to be apportioned pursuant to section 3679 of the Revised Statutes, as amended, for use only in such amounts and at such time as may become necessary to carry out program operations: *Provided further*, That all necessary expenses (including legal and special services performed on a contract or fee basis, but not including other personal services) in connection with the acquisition, operation, maintenance, improvement, or disposition of any real or personal property belonging to the Corporation or in which it has an interest, including expenses of collections of pledged collateral, shall be considered as nonadministrative expenses for the purposes hereof.

TITLE III—SPECIAL ACTIVITIES

RESEARCH ON STRATEGIC AND CRITICAL AGRICULTURAL MATERIALS

For expenses necessary to carry out section 7 (b) of the Strategic and Critical Materials Stock Piling Act of July 23, 1946 (50 U. S. C. 98f), \$314,000: *Provided*, That this appropriation shall be subject to applicable provisions contained in the item "Salaries and expenses, Agricultural Research Service".

60 Stat. 600.

REIMBURSEMENTS TO COMMODITY CREDIT CORPORATION FOR ADVANCES FOR ANIMAL DISEASE ERADICATION ACTIVITIES

To reimburse the Commodity Credit Corporation for authorized transfers (including interest through June 30, 1956) as follows: (1) \$1,269,330 for sums transferred to the appropriation "Foot-and-mouth and other contagious diseases of animals and poultry", fiscal year 1955, for eradication activities, pursuant to authority contained under such head in the Department of Agriculture and Farm Credit Administration Appropriation Act, 1955, and (2) \$11,791,624 for sums transferred to the appropriation "Salaries and expenses, Agricultural Research Service", fiscal year 1955, for brucellosis eradication, pursuant to section 204 (e) of the Act of August 28, 1954 (7 U. S. C. 397).

68 Stat. 305.

68 Stat. 900.

REIMBURSEMENT TO COMMODITY CREDIT CORPORATION FOR ADVANCES FOR GRADING AND CLASSING ACTIVITIES

For reimbursement to Commodity Credit Corporation for sums transferred to the appropriation "Marketing research and service", fiscal year 1955 (including interest thereon through June 30, 1956), pursuant to the Act of August 31, 1951 (7 U. S. C. 414a), for grading tobacco and classing cotton without charge to producers, as authorized by law (7 U. S. C. 473a, 511d), \$367,740.

65 Stat. 239.

50 Stat. 62; 49 Stat. 732.

SPECIAL COMMODITY DISPOSAL PROGRAMS

To reimburse the Commodity Credit Corporation for authorized costs (including interest through June 30, 1956), as follows: (1) \$101,130,155 under the International Wheat Agreement Act of 1949, as amended (7 U. S. C. 1641-1642); (2) \$88,628,927 for commodities disposed of for emergency famine relief to friendly peoples pursuant to title II of the Act of July 10, 1954 (7 U. S. C. 1691-1694); (3) \$67,477,228 for the sale of surplus agricultural commodities for foreign currencies pursuant to title I of the Act of July 10, 1954 (7 U. S. C. 1691-1694); and (4) \$184,678 for the transfer of hay and pasture seeds to Federal land-administering agencies under the Act of July 26, 1954 (68 Stat. 529).

63 Stat. 945; 67 Stat. 358.

68 Stat. 457.
7 USC 1721-1724.68 Stat. 454.
7 USC 1701-1709.

TITLE IV—FARM CREDIT ADMINISTRATION

Not to exceed \$2,230,000 (from assessments collected from farm credit agencies) shall be obligated during the current fiscal year for administrative expenses.

Federal Farm Mortgage Corporation: Not to exceed \$550,000 (to be computed on an accrual basis) of the funds of the Corporation shall be available for administrative expenses, including employment on a contract or fee basis of persons, firms, and corporations for the performance of special services, including legal services, and the use of the services and facilities of Federal land banks, national farm loan

48 Stat. 344.

associations, Federal Reserve banks, and agencies of the Government as authorized by the Act of January 31, 1934 (12 U. S. C. 1020-1020h); and said total sum shall be exclusive of services and facilities furnished and examinations made by the Farm Credit Administration, interest expense, and expenses in connection with the acquisition, operation, maintenance, improvement, protection, or disposition of real or personal property belonging to the Corporation or in which it has an interest: *Provided*, That promptly after June 30 of each fiscal year all cash funds in excess of the estimated operating requirements for the current fiscal year shall be declared as dividends and paid into the general fund of the Treasury: *Provided further*, That the aggregate amount of bonds the Corporation may issue and have outstanding at any one time shall not exceed \$500,000,000.

Federal intermediate credit banks: Not to exceed \$1,932,000 (to be computed on an accrual basis) of the funds of the banks shall be available for administrative expenses, including the purchase of not to exceed two passenger motor vehicles for replacement only, and services performed for the banks by other Government agencies (except services and facilities furnished and examinations made by the Farm Credit Administration, and services performed by any Federal Reserve bank and by the United States Treasury in connection with the financial transactions of the banks); and said total sum shall be exclusive of interest expense, legal and special services performed on a contract or fee basis, and expenses in connection with the acquisition, operation, maintenance, improvement, protection, or disposition of real or personal property belonging to the banks or in which they have an interest.

Production credit corporations: Not to exceed \$1,644,000 (to be computed on an accrual basis) of the funds of the corporations shall be available for administrative expenses, including the purchase of not to exceed six passenger motor vehicles for replacement only, and services performed for the corporations by other Government agencies (except services and facilities furnished and examinations made by the Farm Credit Administration); and said total sum shall be exclusive of interest expense, legal and special services performed on a contract or fee basis, and expenses in connection with the acquisition, operation, maintenance, improvement, protection, or disposition of real or personal property belonging to the corporations or in which they have an interest.

TITLE V—GENERAL PROVISIONS

Passenger motor
vehicles.

SEC. 501. Within the unit limit of cost fixed by law, the lump-sum appropriations and authorizations made for the Department under this Act shall be available for the purchase, in addition to those specifically provided for, of not to exceed 645 passenger motor vehicles of which 622 shall be for replacement only, and for the hire of such vehicles, necessary in the conduct of the work of the Department outside the District of Columbia.

Employment of
aliens.

SEC. 502. Provisions of law prohibiting or restricting the employment of aliens shall not apply to employment under the appropriation for the Foreign Agricultural Service.

Purchase of
lands.

SEC. 503. Of appropriations herein made which are available for the purchase of lands, not to exceed \$1 may be expended for each option to purchase any particular tract or tracts of land.

Cotton price pre-
dictions.

SEC. 504. No part of the funds appropriated by this Act shall be used for the payment of any officer or employee of the Department who, as such officer or employee, or on behalf of the Department or any division, commission, or bureau thereof, issues, or causes to be

issued, any prediction, oral or written, or forecast, except as to damage threatened or caused by insects and pests, with respect to future prices of cotton or the trend of same.

SEC. 505. Except to provide materials required in or incident to research or experimental work where no suitable domestic product is available, no part of the funds appropriated by this Act shall be expended in the purchase of twine manufactured from commodities or materials produced outside of the United States.

SEC. 506. Not less than \$1,500,000 of the appropriations of the Department for research and service work authorized by the Act of August 14, 1946 (7 U. S. C. 427, 1621-1629), and the Act of July 28, 1954 (Public Law 545), shall be available for contracting in accordance with said Acts.

SEC. 507. No part of any appropriation contained in this Act or of the funds available for expenditure by any corporation or agency included in this Act shall be used for publicity or propaganda purposes to support or defeat legislation pending before the Congress.

SEC. 508. Appropriations of the Department available for research and service work authorized by the Act of August 14, 1946 (7 U. S. C. 427, 1621-1629) shall be available for expenses of any advisory committee established as provided in title III of said Act to assist in effectuating the research and service work of the Department.

This Act may be cited as the "Department of Agriculture and Farm Credit Administration Appropriation Act, 1957".

Approved June 4, 1956.

Purchase of
twine.

60 Stat. 1082,
1087.
68 Stat. 574.
7 USC 427i.

Publicity or
propaganda.

Research and
service work.

60 Stat. 1082,
1087.

Short title.

Public Law 555

CHAPTER 356

AN ACT

To amend the United States Information and Educational Exchange Act of 1948, as amended.

June 4, 1956
[S. 2552]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 201 of the Act of January 27, 1948 (Public Law 402, Eightieth Congress, 62 Stat. 6, as amended by section 402 (f) of the Immigration and Nationality Act, 66 Stat. 163) entitled "An Act to promote the better understanding of the United States among the peoples of the world and to strengthen cooperative international relations" is amended by inserting "(a)" after the section number and by adding a new paragraph reading as follows:

"(b) No person admitted as an exchange visitor under this section or acquiring exchange visitor status after admission shall be eligible to apply for an immigrant visa, or for a nonimmigrant visa under section 101 (a) (15) (H) of the Immigration and Nationality Act, or for adjustment of status to that of an alien lawfully admitted for permanent residence, until it is established that such person has resided and been physically present in a cooperating country or countries for an aggregate of at least two years following departure from the United States: *Provided*, That upon request of an interested Government agency and the recommendation of the Secretary of State, the Attorney General may waive such two-year period of residence abroad in the case of any alien whose admission to the United States is found by the Attorney General to be in the public interest: *And provided further*, That the provisions of this paragraph shall apply only to those persons acquiring exchange visitor status subsequent to the date of the enactment hereof."

Approved June 4, 1956.

U. S. Informa-
tion and Educa-
tional Exchange
Act, 1948.

66 Stat. 276.
22 USC 1446.

Exchange visi-
tors.

66 Stat. 166.
8 USC 1101.

Public Law 556

CHAPTER 357

June 4, 1956
[S. 3315]

AN ACT

To amend section 5 of the Civil Service Retirement Act of May 29, 1930, as amended.

Civil Service retirement.

68 Stat. 1005.
5 USC 707.

Effective date.

46 Stat. 468.
5 USC 691 note.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first sentence of the next to the last paragraph in section 5 of the Civil Service Retirement Act of May 29, 1930, as amended, is amended by inserting after the word "separated" the following: "has been separated by death or".

SEC. 2. The amendment made by this Act shall take effect as of August 31, 1954, but no annuity shall be paid by reason of such amendment (a) for any period prior to the date of enactment of this Act, or (b) unless the amount of any lump sum death benefit heretofore paid under the Civil Service Retirement Act of May 29, 1930, as amended, is redeposited in the civil service retirement and disability fund.

Approved June 4, 1956.

Public Law 557

CHAPTER 358

June 4, 1956
[S. 3524]

AN ACT

To give effect to the Convention on Great Lakes Fisheries signed at Washington September 10, 1954, and for other purposes.

Great Lakes Fishery Act of 1956.

Definitions.

TIAS 3326.

U. S. Commissioners.
Appointment.

Great Lakes advisory committees.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Great Lakes Fishery Act of 1956."

SEC. 2. As used in this Act, the term—

(a) "Convention" means the Convention on Great Lakes Fisheries between the United States of America and Canada signed at Washington September 10, 1954;

(b) "Commission" means the Great Lakes Fishery Commission provided for by article II of the convention;

(c) "United States Section" means the United States Commissioners on the Commission;

(d) "Great Lakes State" means any of the following States: Illinois, Indiana, Michigan, Minnesota, New York, Ohio, Pennsylvania, or Wisconsin;

(e) "Great Lakes" means any of the following bodies of water: Lake Ontario (including the Saint Lawrence River from Lake Ontario to the forty-fifth parallel of latitude), Lake Erie, Lake Huron (including Lake Saint Clair), Lake Michigan, or Lake Superior.

SEC. 3. The United States shall be represented on the Commission by three Commissioners to be appointed by the President, to serve as such during his pleasure, and to receive no compensation for their services as such Commissioners. Of such Commissioners—

(a) one shall be an official of the United States Government; and

(b) two shall be persons residing in Great Lakes States, duly qualified by reason of knowledge of the fisheries of the Great Lakes, of whom one shall be an official of a Great Lakes State: *Provided, however,* That the Commissioners appointed under this subsection shall not be residents of the same State.

SEC. 4. (a) The United States Section shall appoint an advisory committee for each of the Great Lakes, upon which committee each State bordering on the lake may be represented by not more than four

members. In making such appointments, the United States Section shall make its selection for each State from a list proposed by the Governor of that State; and shall give due consideration to the interests of—

- (1) State agencies having jurisdiction over fisheries;
- (2) the commercial fishing industry of the lake;
- (3) the sports fishing of the lake; and
- (4) the public at large.

(b) A member of the advisory committee for one lake may also be a member of the advisory committee for one or more other lakes.

(c) The members of the advisory committees shall receive no compensation from the Government of the United States for their services as such members. Not more than five members of all the committees, designated by the committees and approved by the United States Section, may be paid by the Government of the United States for transportation expenses and per diem incident to attendance at each meeting of the Commission or of the United States Section.

(d) The members of the advisory committee for each lake shall be invited to attend all nonexecutive meetings of the United States Section relating to that lake and at such meetings shall be granted opportunity to examine and be heard on all proposed recommendations, programs, and activities relating to that lake.

SEC. 5. Service of any individual appointed as a United States Commissioner pursuant to section 3 (b), or as a member of an advisory committee pursuant to section 4 (a), shall not be considered as service or employment bringing such individual within the provisions of sections 281, 283, 284, and 434 of title 18 of the United States Code, and section 190 of the Revised Statutes (5 U. S. C. 99) except insofar as such provisions of law may prohibit any such individual from acting or receiving compensation in respect to matters directly relating to the Convention or this Act.

Nonapplicability
of certain statutes.

62 Stat. 697, 703.

SEC. 6. In order to carry out the obligations of the United States under the Convention, the United States Section is authorized—

Lamprey control
program.

(a) to acquire any real property, or any interest therein, by purchase, exchange, gift, dedication, condemnation, or otherwise;

(b) to construct, operate, and maintain any project or works designed to facilitate compliance with the provisions of the Convention relating to the sea lamprey control program; and

(c) to enter into contract or agreement with any State or other public agency or private agency or individual for the construction, operation, or maintenance of any such project or works.

SEC. 7. The Secretary of the Interior is authorized, upon the request of the United States Section—

Transfer of proj-
ects, etc.

(a) to transfer to the United States Section any lamprey control project or works under his jurisdiction now existing or now under construction; and

(b) to act for or on behalf of the United States Section in the exercise of the powers granted by this Act.

SEC. 8. The United States Section shall, for the purposes of these provisions of title 28, U. S. C., Judiciary and Judicial Procedure, relating to claims against the United States and tort claims procedure, be deemed to be an agency of the United States.

U. S. Section.
62 Stat. 975, 982.
28 USC 2501 et
seq.; 2671 et seq.

SEC. 9. At least thirty days before approving a proposal to utilize a lamprey control measure or install a device in any stream, the United States Section shall cause notice of such proposal to be sent to the official agency having jurisdiction over fisheries in each of the States through which the stream flows.

Notice of pro-
posals.

Transmission of
recommendations.

SEC. 10. The Secretary of State shall upon the receipt from the Commission of any recommendation of a conservation measure made in accordance with article IV of the Convention transmit a copy of the recommendation with his comments thereon to the Governor of each Great Lakes State for consideration and such action as may be found to be appropriate. The Secretary of State shall also inform such other public agencies as he may deem appropriate.

Agency coopera-
tion.

SEC. 11. Any agency of the United States Government is authorized to cooperate with the United States Section in the conduct of research programs and related activities and, on a reimbursable or other basis, to enter into agreements with the United States Section for the purpose of assisting it in carrying out the program for the control of lamprey populations.

State laws and
regulations.

SEC. 12. Nothing in this Act shall be construed as preventing any of the Great Lakes States from making or enforcing laws or regulations within their respective jurisdictions so far as such laws or regulations do not conflict with the Convention or this Act.

Appropriation.

SEC. 13. There is hereby authorized to be appropriated from time to time such sums as may be necessary for carrying out the purposes and provisions of the Convention and this Act.

Separability.

SEC. 14. If any provision of this Act or the application of such provision to any circumstances or persons shall be held invalid, the validity of the remainder of the Act and the applicability of such provision to other circumstances or persons shall not be affected thereby.

Approved June 4, 1956.

Public Law 558

CHAPTER 359

JOINT RESOLUTION

June 4, 1956
[H. J. Res. 261]

Authorizing the Secretary of the Army to donate surplus supplies and equipment for memorial purposes to The Citadel, Charleston, South Carolina.

The Citadel, S.C.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding any other provision of law, the Secretary of the Army is authorized to donate to The Citadel, the Military College of South Carolina, such ordnance field pieces (tanks and guns) used in World War II or during the Korean conflict and captured enemy materiel as are available and determined by him to be appropriate for use by that college for memorial purposes.

Approved June 4, 1956.

Public Law 559

CHAPTER 360

AN ACT

June 4, 1956
[H. R. 1779]

To authorize the Secretary of the Interior to construct, operate, and maintain the Juniper division of the Wapinitia Federal reclamation project, Oregon.

Wapinitia Fed-
eral reclamation
project, Oreg.
Construction.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, for the purpose of furnishing water for the irrigation of approximately two thousand and one hundred acres of arid land in Wasco County, Oregon, the Secretary of the Interior is authorized to construct, operate, and maintain the Juniper division of the Wapinitia Federal reclamation project in accordance with the provisions of the Federal reclamation laws (Act of June 17, 1902, 32 Stat. 388, and Acts amendatory thereof or supplementary thereto). The Secretary is further authorized to investigate,

43 USC 371 note.

plan, and construct the minimum basic facilities required for access by the visiting public to, and for the protection of its health and safety and of public property on, lands withdrawn or acquired for the Juniper division. The costs thereof, in the amount of not more than \$34,870, shall be nonreimbursable and nonreturnable.

SEC. 2. There are hereby authorized to be appropriated for construction of the Juniper division \$563,000, plus such amounts, if any, as may be required by reason of changes in the cost of construction of the types involved therein as shown by engineering cost indices and, in addition thereto, such sums as are required to operate and maintain the division.

Approved June 4, 1956.

Appropriation.

Public Law 560

CHAPTER 361

AN ACT

To authorize a \$100 per capita payment to members of the Red Lake Band of Chippewa Indians from the proceeds of the sale of timber and lumber on the Red Lake Reservation.

June 4, 1956
[H. R. 5478]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized to withdraw as much as may be necessary from the fund on deposit in the Treasury of the United States arising from the proceeds of the sale of timber and lumber within the Red Lake Reservation in Minnesota, according to the provisions of the Act of May 18, 1916 (39 Stat. 137), to the credit of the Red Lake Indians in Minnesota, and to pay therefrom \$100 to each member of the Red Lake Band of Chippewa Indians of Minnesota who is living at the date of enactment of this Act. Such payment shall be made under such rules and regulations as the Secretary of the Interior may prescribe.

Red Lake Reservation, Minn.
Per capita payments.

SEC. 2. No money paid to Indians under this Act shall be subject to any lien or claim of attorneys or other persons. Before any payment is made under this Act, the Red Lake Band of Chippewa Indians of Minnesota shall, in such manner as may be prescribed by the Secretary of the Interior, ratify and accept the provisions of this Act.

Restriction.
Ratification.

SEC. 3. Payments made under this Act shall not be held to be "other income and resources" as that term is used in sections 2 (a) (7), 402 (a) (7), and 1002 (a) (8) of the Social Security Act, as amended (U. S. C., 1946 edition, title 42, secs. 302 (a) (7), 602 (a) (7), and 1202 (a) (8)).

53 Stat. 1360,
1379; 64 Stat. 553.

Approved June 4, 1956.

Public Law 561

CHAPTER 362

AN ACT

To provide for the relief of certain members of the Army and Air Force, and for other purposes.

June 4, 1956
[H. R. 5652]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That commissioned officers of the Regular Army or Regular Air Force (except those appointed pursuant to the Act of December 28, 1945 (59 Stat. 663)), as amended, who, subsequent to August 31, 1946, and prior to the date of enactment of this Act, were absent from duty by authority of the Secretary concerned for any period after their acceptance of appointment

Army and Air Force.
Certain pay and allowance relief.

as a commissioned officer of the Regular Army or Regular Air Force during which period they were awaiting orders assigning them to their initial-duty stations, shall, if application therefor is made within two years after the date of enactment of this Act and to the extent they have not already been paid therefor, be paid pay and allowances for that period. Payments of pay and allowances heretofore made to these officers for such periods shall be validated upon a determination by the Secretary concerned, or his designee, that such payments were free from fraud and collusion.

Repayments.

SEC. 2. Any commissioned officer or former commissioned officer of the Regular Army or Regular Air Force who has repaid the United States an amount paid to him as pay and allowances for a period described in the first section of this Act, is entitled to be paid the amount involved, if otherwise proper, under this Act.

**Authority of
Comptroller Gen-
eral.**

SEC. 3. The Comptroller General of the United States, or his designee, shall, within two years from the date of this Act, relieve disbursing officers, including special disbursing agents, of the Army and the Air Force from accountability or responsibility for any payments described in this Act, and shall allow credits in the settlement of the accounts of such officers or agents for payments which are determined by the Secretary concerned, or his designee, to be free from fraud or collusion. The determination by the Secretary concerned, or his designee, shall be final and conclusive upon the Comptroller General: *Provided*, That this section shall not apply to original payments authorized by the first section of this Act or to the repayments authorized by section 2 hereof.

Nonapplicability.

Funds available.

SEC. 4. Any appropriations available to the military department concerned for the pay and allowances of military personnel are available for payments under this Act.

Approved June 4, 1956.

Public Law 562

CHAPTER 363

June 4, 1956
[H. R. 5862]

AN ACT

To confer jurisdiction upon United States district courts to adjudicate certain claims of Federal employees for the recovery of fees, salaries, or compensation.

Federal employ-
ees.
Claims jurisdic-
tion.
62 Stat. 933.

65 Stat. 727.
28 USC 1346.

Pending cases.
Restoration.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding any lapse of time or statute of limitations, and notwithstanding section 1346 (d) (2) of title 28, United States Code, the United States district courts shall have jurisdiction of all civil actions or claims to recover fees, salary, or compensation for official services of employees of the United States which were filed prior to October 31, 1951, and were thereafter dismissed for want of jurisdiction as a result of the amendment made to such section by section 50 (b) of the Act entitled "An Act to amend certain titles of the United States Code, and for other purposes", approved October 31, 1951.

Such cases which were pending in the district courts or in the courts of appeals on October 31, 1951, and which may have been dismissed by reason of the withdrawal of jurisdiction during their pendency, shall be restored upon petition to the appropriate court within one year after the effective date of this Act.

Approved June 4, 1956.

Public Law 563

CHAPTER 364

AN ACT

To authorize the Secretary of the Interior to sell certain lands of the Agua Caliente Band of Mission Indians, California, to the Palm Springs Unified School District.

June 4, 1956
[H. R. 6084]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, with the consent of the tribal council of the Agua Caliente Band of Mission Indians, the Secretary of the Interior is authorized and directed to sell to the Palm Springs Unified School District of the State of California, in consideration of the payment by such school district of an amount agreed to by such tribal council, the Secretary of the Interior and such school district all of the right, title, and interest of the United States and of the Agua Caliente Band of Mission Indians in and to that tract of land containing ten acres, and more particularly described as follows: Southwest quarter northeast quarter southeast quarter, section 14, township 4 south, range 4 east, San Bernardino base and meridian.

Mission Indians,
Calif.
Sale of lands.

SEC. 2. The proceeds of such sale shall be deposited in the Treasury of the United States to the credit of the Agua Caliente Band of Mission Indians, and such proceeds, when distributed to individual members of said Band, shall not be subject to Federal income tax.

Approved June 4, 1956.

Public Law 564

CHAPTER 365

AN ACT

To amend the Act of July 1, 1952, so as to obtain the consent of Congress to interstate compacts relating to mutual military aid in an emergency.

June 4, 1956
[H. R. 6623]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Act of July 1, 1952 (66 Stat. 318), is amended by adding the following subsection:

Mutual military
aid compact, N. Y.,
N. J., Pa.

“(b) Without submission thereof, the Congress consents to the entering into a compact identical in terms with the compact set forth in section 1 of this Act, between the State of New York or the State of New Jersey, and any State, or contiguous States, sharing a common boundary with either New York or New Jersey.”

SEC. 2. Insert “(a)” before the words “Without further” at the beginning of the paragraph in section 2.

Approved June 4, 1956.

Public Law 565

CHAPTER 366

AN ACT

Authorizing the Secretary of the Interior to construct, equip, maintain, and operate a new fish hatchery in the vicinity of Miles City, Montana.

June 4, 1956
[H. R. 8810]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized to establish, construct, equip, operate, and maintain a new fish hatchery in the vicinity of Miles City, Montana.

Miles City, Mont.
Fish hatchery.

SEC. 2. There is hereby authorized to be appropriated the sum of \$465,000 to carry out this Act.

Appropriation.

Approved June 4, 1956.

Public Law 566

CHAPTER 367

June 4, 1956
[H. R. 7678]

AN ACT

To permit articles imported from foreign countries for the purpose of exhibition at the Eleventh Annual Instrument-Automation (International) Conference and Exhibit, New York, New York, and the Americas' New Frontiers Exposition, to be held at Oklahoma City, Oklahoma, to be admitted without payment of tariff, and for other purposes.

Eleventh Annual
Instrument-Auto-
mation Conference
and Exhibit.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any article which is imported from a foreign country for the purpose of exhibition at the Eleventh Annual Instrument-Automation (International) Conference and Exhibit (hereinafter in this Act referred to as "exposition"), to be held at New York, New York, from September 17 to September 21, 1956, inclusive, by the Instrument Society of America, a corporation, or for use in constructing, installing, or maintaining foreign exhibits at such exposition, upon which there is a tariff or customs duty, shall be admitted without payment of such tariff or customs duty or any fees or charges, under such regulations as the Secretary of the Treasury shall prescribe.

Sale of articles.

SEC. 2. It shall be lawful at any time during or within three months after the close of such exposition to sell within the area of the exposition any articles provided for herein, subject to such regulations for the security of the revenue and for the collection of import duties as the Secretary of the Treasury shall prescribe. All such articles, when withdrawn for consumption or use in the United States, shall be subject to the duties, if any, imposed upon such articles by the revenue laws in force at the date of their withdrawal; and on such articles which shall have suffered diminution or deterioration from incidental handling or exposure, the duties, if payable, shall be assessed according to the appraised value at the time of withdrawal from entry hereunder for consumption or entry under the general tariff law.

Marking require-
ments.

SEC. 3. Imported articles provided for herein shall not be subject to any marking requirements of the general tariff laws, except when such articles are withdrawn for consumption or use in the United States, in which case they shall not be released from customs custody until properly marked, but no additional duty shall be assessed because such articles were not sufficiently marked when imported into the United States.

Abandonment of
articles.

SEC. 4. At any time within three months after the close of the exposition, any article entered hereunder may be abandoned to the United States or destroyed under customs supervision, whereupon any duties on such article shall be remitted.

Transfers.

SEC. 5. Articles which have been admitted without payment of duty for exhibition under any tariff law and which have remained in continuous customs custody or under a customs exhibition bond and imported articles in bonded warehouses under the general tariff law may be accorded the privilege of transfer to and entry for exhibition at such exposition, under such regulations as the Secretary of the Treasury shall prescribe.

Instrument So-
ciety of America.
Payment of cus-
toms charges, etc.

SEC. 6. The Instrument Society of America, a corporation, shall be deemed, for customs purposes only, to be the sole consignee of all merchandise imported under the provisions of this Act. The actual and necessary customs charges for labor, services, and other expenses in connection with the entry, examination, appraisement, release, or custody, together with the necessary charge for salaries of customs officers and employees in connection with the supervision, custody of, and accounting for, articles imported under the provisions of this Act, shall be reimbursed by the Instrument Society of America, a corporation, to the United States, under regulations to be prescribed

by the Secretary of the Treasury. Receipts from such reimbursements shall be deposited as refunds to the appropriation from which paid, in the manner provided for in section 524 of the Tariff Act of 1930, as amended (19 U. S. C., sec. 1524).

SEC. 7. Any article which is imported from a foreign country for the purpose of exhibition at the Americas' New Frontiers Exposition to be held in connection with the celebration of the fiftieth anniversary of the admission of the State of Oklahoma into the Union, at Oklahoma City, Oklahoma, from May 1, 1956, to January 1, 1958, inclusive, by the Americas' New Frontiers Exposition, Incorporated, a corporation, or for use in constructing, installing, or maintaining foreign exhibits at the Americas' New Frontiers Exposition, upon which article there is a tariff or customs duty, shall be admitted without payment of such tariff or customs duty or any fees or charges under such regulations as the Secretary of the Treasury shall prescribe. Each provision of sections 1 to 6 inclusive of this Act shall apply with respect to the Americas' New Frontiers Exposition and all rights and privileges extended by such sections and all duties and obligations imposed thereby and each and every requirement thereof shall extend to the Americas' New Frontiers Exposition, Incorporated, which shall be deemed, for customs purposes only, to be the sole consignee of all merchandise imported under the authority of this section.

Approved June 4, 1956.

46 Stat. 741.

Americas' New
Frontiers Exposi-
tion.

Public Law 567

CHAPTER 368

AN ACT

To provide for the sale of a Government-owned housing project to the city of Hooks, Texas.

June 4, 1956
[H. R. 7540]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding the provisions of any other law, the Administrator of General Services on behalf of the United States is authorized and directed to sell and convey the North Village project, Texas 41142, whenever said project is determined by him to be surplus to the needs of the Government, to the city of Hooks, Texas, at fair market value as determined by him on the basis of an appraisal made by an independent real-estate expert, all right, title, and interest of the United States in and to said North Village project, Hooks, Texas, consisting of two hundred and forty-eight dwelling units.

Approved June 4, 1956.

Hooks, Tex.
Conveyance.

Public Law 568

CHAPTER 369

AN ACT

To repeal legislation relating to the Gallup-Durango Highway and the Gallup-Window Rock Highway at the Navajo Indian Reservation.

June 4, 1956
[H. R. 6374]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of June 7, 1924 (ch. 318, 43 Stat. 606), as amended by the Act of May 28, 1941 (ch. 137, 55 Stat. 207), is hereby repealed, and the tribal funds of the Navajo Indians are relieved of all reimbursable obligations, if any, incurred under such Act.

Approved June 4, 1956.

Public Law 569

CHAPTER 374

AN ACT

June 7, 1956
[H. R. 9429]

To provide medical care for dependents of members of the uniformed services, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Dependents' Medical Care Act".

TITLE I

Purpose.

SEC. 101. The purpose of this Act is to create and maintain high morale throughout the uniformed services by providing an improved and uniform program of medical care for members of the uniformed services and their dependents.

"Uniformed services".

SEC. 102. (a) As used in this Act—

(1) The term "uniformed services" means the Army, the Navy, the Air Force, the Marine Corps, the Coast Guard, the Commissioned Corps of the Coast and Geodetic Survey, and the Commissioned Corps of the Public Health Service.

"Member of a uniformed service".

(2) The term "member of a uniformed service" means a person appointed, enlisted, inducted or called, ordered or conscripted in a uniformed service who is serving on active duty or active duty for training pursuant to a call or order that does not specify a period of thirty days or less.

"Retired member of a uniformed service".

(3) The term "retired member of a uniformed service" means a member or former member of a uniformed service who is entitled to retired, retirement, or retainer pay or equivalent pay as a result of service in a uniformed service, other than a member or former member entitled to retired or retirement pay under title III of the Army and Air Force Vitalization and Retirement Equalization Act of 1948 who has served less than eight years of active duty as defined in section 101 (b) of the Armed Forces Reserve Act of 1952.

62 Stat. 1087.
10 USC 1036-
1036i and notes.
66 Stat. 481.
50 USC 901.

"Dependent".

(4) The term "dependent" means any person who bears to a member or retired member of a uniformed service, or to a person who died while a member or retired member of a uniformed service, any of the following relationships—

- (A) the lawful wife;
- (B) the unremarried widow;
- (C) the lawful husband, if he is in fact dependent on the member or retired member for over one-half of his support;
- (D) the unremarried widower, if he was in fact dependent upon the member or retired member at the time of her death for over one-half of his support because of a mental or physical incapacity;
- (E) an unmarried legitimate child (including an adopted child or stepchild), if such child has not passed his twenty-first birthday;
- (F) a parent or parent-in-law, if the said parent or parent-in-law is, or was at the time of the member's or retired member's death, in fact dependent on the said member or retired member for over one-half of his support and is, or was at the time of the member's or retired member's death, actually residing in the household of the said member or retired member; or
- (G) an unmarried legitimate child (including an adopted child or stepchild) who (i) has passed his twenty-first birthday, if the child is incapable of self-support because of a mental or physical incapacity that existed prior to his reaching the age of twenty-one and is, or was at the time of the member's or retired

member's death, in fact dependent on him for over one-half of his support, or (ii) has not passed his twenty-third birthday and is enrolled in a full-time course of study in an institution of higher learning as approved by the Secretary of Defense or the Secretary of Health, Education, and Welfare and is, or was at the time of the member's or the retired member's death, in fact dependent on him for over one-half of his support.

(b) Except as otherwise provided in this Act, the Secretary of Defense shall administer this Act for the Army, Navy, Air Force, and Marine Corps and for the Coast Guard when it is operating as a service in the Navy, and the Secretary of Health, Education, and Welfare shall administer it for the Coast and Geodetic Survey and the Public Health Service, and for the Coast Guard when it is not operating as a service in the Navy.

Administration.

SEC. 103. (a) Whenever requested, medical care shall be given dependents of members of a uniformed service, and dependents of persons who died while a member of a uniformed service, in medical facilities of the uniformed services subject to the availability of space, facilities, and the capabilities of the medical staff. Any determination made by the medical officer or contract surgeon in charge, or his designee, as to availability of space, facilities, and the capabilities of the medical staff, shall be conclusive. The medical care of such dependents provided for in medical facilities of the uniformed services shall in no way interfere with the primary mission of those facilities.

Utilization of medical facilities.

(b) In order to provide more effective utilization of medical facilities of the uniformed services, the Secretary of Defense and the Secretary of Health, Education, and Welfare shall jointly prescribe regulations to insure that dependents entitled to medical care in a medical facility of a uniformed service under the provisions of this Act shall not be denied equal opportunity for medical care because of the service affiliation of the service member.

(c) The Secretary of Defense, after consultation with the Secretary of Health, Education, and Welfare, shall establish fair charges for inpatient medical care given dependents in the facilities of the uniformed services, which charges shall be the same for all dependents.

Charges.

(d) As a restraint on excessive demands for medical care under this section, uniform minimal charges may be imposed for outpatient care but such charges shall be limited to such amounts, if any, as may be established by the Secretary of Defense after consultation with the Secretary of Health, Education, and Welfare, under a special finding that such charges are necessary.

(e) Any amounts that are received in payment for subsistence and medical care rendered dependents in facilities of the uniformed services shall be deposited to the credit of the appropriation supporting the maintenance and operation of the facilities furnishing the care.

(f) Medical care under this section shall be limited to the following:

Limitations.

- (1) Diagnosis;
- (2) Treatment of acute medical and surgical conditions;
- (3) Treatment of contagious diseases;
- (4) Immunization; and
- (5) Maternity and infant care.

(g) (1) Hospitalization under this section is not authorized dependents for domiciliary care.

(2) Hospitalization under this section is not authorized dependents for nervous and mental disorders, chronic diseases, or elective medical and surgical treatments, except that the Secretary of Defense, after consultation with the Secretary of Health, Education, and Welfare, by regulation, may provide in special and unusual cases for hospitalization of not to exceed twelve months for dependents for such disorders or such diseases, or for such treatments.

(h) Dependents shall not be provided under this section—

(1) prosthetic devices, hearing aids, orthopedic footwear, and spectacles, except that outside the continental limits of the United States and at remote stations within the continental limits of the United States where adequate civilian facilities are not available, those items, if available, from Government stocks, may be provided to dependents at prices representing invoice cost to the Government;

(2) ambulance service, except in acute emergency;

(3) home calls, except in special cases where it is determined by the medical officer or contract surgeon in charge, or his designee, to be medically necessary;

(4) dental care, except—

(A) emergency care to relieve pain and suffering but not to include any permanent restorative work or dental prosthesis;

(B) care as a necessary adjunct to medical or surgical treatment; and

(C) outside the continental limits of the United States, and in remote areas within the continental limits of the United States where adequate civilian dental facilities are not available.

TITLE II

Spouses and chil-
dren.
Insurance plan,
etc.

SEC. 201. (a) In order to assure the availability of medical care for the spouses and children who are dependents of members of the uniformed services, the Secretary of Defense, after consultation with the Secretary of Health, Education, and Welfare, shall contract for medical care for such persons, pursuant to the provisions of this title, under such insurance, medical service, or health plan or plans as he deems appropriate, which plan or plans shall, subject to the provisions of section 204 hereof, include the following:

(1) Hospitalization in semiprivate accommodations up to three hundred and sixty-five days for each admission, including all necessary services and supplies furnished by the hospital during inpatient confinement;

(2) Medical and surgical care incident to a period of hospitalization;

(3) Complete obstetrical and maternity service, including prenatal and postnatal care;

(4) Required services of a physician or surgeon prior to and following hospitalization for a bodily injury or for a surgical operation;

(5) Diagnostic tests and procedures, including laboratory and X-ray examinations, accomplished or recommended by a physician incident to hospitalization.

For each admission the plan shall also provide for payment by the patient of hospital expenses incurred under paragraph (1) hereof in the amount of either (1) \$25 or (2) the charge established pursuant to section 103 (c) of this Act multiplied by the number of days hospitalized, whichever is the greater.

(b) Subsection (a) shall be subject to such reasonable limitations, additions, exclusions, definitions, and related provisions as the Secretary of Defense, after consultation with the Secretary of Health, Education, and Welfare, may deem appropriate, except that medical care normally considered to be outpatient care shall not be authorized by this subsection.

(c) The dependents covered under this section may elect to receive medical care under the terms of this Act in either the facilities of a uniformed service under the conditions specified in title I of this Act or in the facilities provided for under such insurance, medical service,

or health plan or plans as may be provided by the authority contained in this section, except that the right to such election may be limited under regulations prescribed by the Secretary of Defense, after consultation with the Secretary of Health, Education, and Welfare, for such dependents residing in areas where the member concerned is assigned and where adequate medical facilities of a uniformed service are available for such dependents.

SEC. 202. Any insurance, medical service, or health plan or plans which may be entered into by the Secretary of Defense with respect to medical care under the provisions of this Act shall contain a provision for a review, and, if necessary, an adjustment of payments by the Secretary of Defense or Secretary of Health, Education, and Welfare not later than one hundred and twenty days after the first year the plan or plans have been in effect and each year thereafter. Within ninety days after each such review, the Secretary of Defense shall submit to the Committees on Armed Services of the Senate and of the House of Representatives a report covering the payments made during the year reviewed, including any adjustment thereof.

Review.

Report to Congressional committees.

Advisory committees.

SEC. 203. In order to effectuate the purposes of this title, the Secretary of Defense is authorized to establish insurance, medical service, and health plan advisory committees to advise, consult, and make recommendations to the Secretary of Defense, provided that the Secretary issues regulations setting forth the scope, procedures, and activities of such committees. These committees shall consist of the Secretary of Defense or his designee, who shall be chairman, and such other persons as the Secretary may appoint. Their members shall be, to the extent possible, representative of insurance, medical service, and health plan or plans, and shall serve without compensation but may be allowed transportation and per diem in lieu of subsistence and other expenses.

SEC. 204. The scope of medical care provided under this title shall not exceed the maximum care provided under title I of this Act.

Scope of plan.

TITLE III

SEC. 301. (a) Medical and dental care in any medical facility of the uniformed services shall, under regulations prescribed jointly by the Secretaries of Defense and Health, Education, and Welfare, be furnished to all persons on active duty or active duty for training in the uniformed services.

Medical and dental care.

(b) Medical and dental care in any medical facility of the uniformed services may, under regulations prescribed jointly by the Secretaries of Defense and Health, Education, and Welfare, be furnished upon request and subject to the availability of space, facilities, and capabilities of the medical staff, to retired members of the uniformed services.

(c) Medical care in any medical facility of the uniformed services may, under regulations prescribed jointly by the Secretaries of Defense and Health, Education, and Welfare, be furnished upon request and subject to the availability of space, facilities, and capabilities of the medical staff, to dependents of retired members of the uniformed services and dependents of persons who died while a retired member of a uniformed service, except that any such care furnished such dependents shall be limited to the care authorized dependents of members of the uniformed services under title I of this Act.

(d) When a person receives inpatient medical or dental care pursuant to the provisions of this Act in a facility of a uniformed service that is not the service of which he is a member or retired member, or that is not the service of the member or retired member upon whom

he is dependent, the appropriation supporting the maintenance and operation of the medical facility furnishing the medical care shall be reimbursed at rates established by the Bureau of the Budget to reflect the average cost of providing such care.

Subsistence charges.

SEC. 302. Commissioned officers and warrant officers, active and retired, shall pay an amount equal to the portion of the charge established under section 103 (c) of this Act that is attributable to subsistence when hospitalized in a medical facility of a uniformed service. Retired enlisted personnel, including members of the Fleet Reserve and the Fleet Marine Corps Reserve, shall not be charged for subsistence when hospitalized in a medical facility of a uniformed service.

Additional hospitalization.

SEC. 303. Where a person who is covered under an insurance, medical service, or health plan or plans, as provided in this Act, requires hospitalization beyond the period of time provided under such plan or plans, if such hospitalization is authorized in medical facilities of a uniformed service, such person may be transferred to a medical facility of a uniformed service for the continuation of such hospitalization. Where movement to such medical facility is not feasible, the expenses for such additional hospitalization required by such person in a civilian facility are authorized to be paid, subject to such regulations as the Secretary of Defense after consultation with the Secretary of Health, Education, and Welfare may prescribe.

Dependency determinations.

SEC. 304. All determinations made under this Act by the Secretary of Defense or the Secretary of Health, Education, and Welfare with respect to dependency shall be conclusive for all purposes and shall not be subject to review in any court or by any accounting officer of the Government, except for cases involving fraud or gross negligence. Such determinations may at any time be reconsidered or modified on the basis of new evidence or for other good cause.

Appropriation.

SEC. 305. There are hereby authorized to be appropriated such sums as may be necessary to carry out the provisions of this Act.

Repeals.
10 USC 96.

SEC. 306. The following laws and parts of laws are hereby repealed:

24 USC 32-36.
Exception.

(1) So much of the Act of July 5, 1884 (ch. 217, 23 Stat. 107), as is contained in the proviso under the heading "Medical Departments";

58 Stat. 697.
42 USC 253.

(2) The Act of May 10, 1943 (ch. 95, 57 Stat. 80), except section 4 of such Act, and except that part of section 5 which relates to persons outside the Naval Service mentioned in section 4 of such Act;

(3) Section 326 (b) of the Public Health Service Act, except as it relates to dependent members of families of ships' officers and members of crews of vessels of the Coast and Geodetic Survey;

(4) Section 710 (a) of the Act of July 1, 1944 (ch. 373, 58 Stat. 714), as amended;

63 Stat. 201.
10 USC 456-456-2
and notes.

(5) Public Law 108, approved June 20, 1949, to the extent it authorizes hospital benefits for dependents of members of the reserve components of the Armed Forces;

34 USC 854f.

(6) Section 207 of the Act of June 25, 1938 (52 Stat. 1180).

Effective date.

SEC. 307. This Act shall become effective six months after the date of its enactment.

Approved June 7, 1956.

Public Law 570

CHAPTER 375

AN ACT

Relating to the Lumbee Indians of North Carolina.

June 7, 1956
[H. R. 4656]

Whereas many Indians now living in Robeson and adjoining counties are descendants of that once large and prosperous tribe which occupied the lands along the Lumbee River at the time of the earliest white settlements in that section; and

Whereas at the time of their first contacts with the colonists, these Indians were a well-established and distinctive people living in European-type houses in settled towns and communities, owning slaves and livestock, tilling the soil, and practicing many of the arts and crafts of European civilization; and

Whereas by reason of tribal legend, coupled with a distinctive appearance and manner of speech and the frequent recurrence among them of family names such as Oxendine, Locklear, Chavis, Drinkwater, Bullard, Lowery, Sampson, and others, also found on the roster of the earliest English settlements, these Indians may, with considerable show of reason, trace their origin to an admixture of colonial blood with certain coastal tribes of Indians; and

Whereas these people are naturally and understandably proud of their heritage, and desirous of establishing their social status and preserving their racial history: Now, therefore,

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Indians now residing in Robeson and adjoining counties of North Carolina, originally found by the first white settlers on the Lumbee River in Robeson County, and claiming joint descent from remnants of early American colonists and certain tribes of Indians originally inhabiting the coastal regions of North Carolina, shall, from and after the ratification of this Act, be known and designated as Lumbee Indians of North Carolina and shall continue to enjoy all rights, privileges, and immunities enjoyed by them as citizens of the State of North Carolina and of the United States as they enjoyed before the enactment of this Act, and shall continue to be subject to all the obligations and duties of such citizens under the laws of the State of North Carolina and the United States. Nothing in this Act shall make such Indians eligible for any services performed by the United States for Indians because of their status as Indians, and none of the statutes of the United States which affect Indians because of their status as Indians shall be applicable to the Lumbee Indians.

Lumbee Indians
of North Carolina.

SEC. 2. All laws and parts of laws in conflict with this Act are hereby repealed.

Approved June 7, 1956.

Public Law 571

CHAPTER 376

AN ACT

To further amend the Military Personnel Claims Act of 1945.

June 7, 1956
[H. R. 3996]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 (a) of the Military Personnel Claims Act of 1945 (59 Stat. 225), as amended, is further amended by striking out "\$2,500" and inserting in lieu thereof "\$6,500".

Military personnel.
Claims.
66 Stat. 321.
31 USC 222c.

SEC. 2. Section 1 of this amendatory Act is effective as of July 2, 1952, and, notwithstanding section 1 (e) of the Military Personnel Claims Act of 1945, as amended, any claim heretofore settled in the amount of \$2,500 solely by reason of the maximum limitation established by the Act of July 3, 1952 (ch. 548, 66 Stat. 321), may, upon the written request of the claimant made within one year from the date of enactment of section 1 of this amendatory Act, be reconsidered and settled in accordance with the amendment contained in that section.

31 USC 222c.

Approved June 7, 1956.

Public Law 572

CHAPTER 377

AN ACT

June 7, 1956
[S. 2822]

To authorize and direct the Secretary of the Interior to transfer approximately nine acres of land in the Hualapai Indian Reservation, Arizona, to School District Numbered 8, Mohave County, Arizona.

Hualapai Indian
Reservation, Ariz.
Land transfer.

Publication in
FR.

Mineral rights.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized and directed to transfer by patent to School District Numbered 8, Mohave County, Arizona, all right, title, and interest of the United States and the Hualapai Tribe of Indians in and to a tract of approximately nine acres of land within the Hualapai Indian Reservation described as part of the southwest quarter of section 23, township 25 north, range 11 west, Gila and Salt River meridian, as long as such lands are used for school purposes and are available to Indians and non-Indians on the same terms unless otherwise approved by the Secretary of the Interior: *Provided*, That if said tract no longer is used for school purposes or is made available to Indians and non-Indians on different terms without the approval of the Secretary of the Interior, the Secretary shall immediately publish in the Federal Register a declaration to that effect and all right, title, and interest therein shall revert to the United States in trust for the Hualapai Tribe: *Provided also*, That the Secretary of the Interior may not approve any terms or conditions which would discriminate against Indians: *And provided further*, That all mineral rights, including gas and oil, are reserved for the use and benefit of the Hualapai Tribe. The lands to be so transferred to said school district are described in detail as follows: Starting at the north quarter corner of section 23, township 25 north, range 11 west, Gila and Salt River meridian, Mohave County, Arizona, marked by a Government set brass capped iron pipe; thence, north 89 degrees 57 minutes east, along the north line of said section 23, a distance of 109.09 feet to a point; thence, south 2 degrees 48 minutes 30 seconds west, a distance of 2646.76 feet to a point; thence, north 84 degrees 20 minutes 45 seconds west, a distance of 109.04 feet to a point; thence, south 33 degrees 28 minutes 15 seconds west, a distance of 949.8 feet to the place of beginning, marked by a half-inch iron pipe; thence, south 28 degrees 31 minutes 45 seconds west, a distance of 313.73 feet to a corner, marked by a half-inch iron pipe; thence south 61 degrees 48 minutes 15 seconds east, a distance of 167.08 feet to a corner and point along the northwesterly right-of-way boundary of an oil cake paved road, marked by a half-inch iron pipe; thence, south 26 degrees 41 minutes 45 seconds west, a distance of 273.58 feet along the said northwesterly right-of-way boundary of said paved road, marked by a half-inch iron pipe; thence, north 63 degrees 29 minutes 45 seconds west, a distance of 446.41 feet to a corner marked by a half-inch iron pipe; thence, south 26 degrees 40 minutes 30 seconds west, a distance of 188.92 feet to a corner marked by a half-inch iron pipe; thence, north 63 degrees 29 minutes 45 seconds west, a distance of 403.75 feet to a corner marked by a half-inch iron pipe; thence, north 9 degrees 16 minutes 15 seconds east, 365.56 feet to a corner marked by a half-inch iron pipe; thence, south 88 degrees 47 minutes 15 seconds east, a distance of 433.09 feet to a corner point marked by a half-inch iron pipe; thence, north 75 degrees 12 minutes 45 seconds east, a distance of 289.71 feet to a corner marked by a half-inch iron pipe; thence, south 79 degrees 28 minutes 45 seconds east, a distance of 202.51 feet to the place of beginning.

Approved June 7, 1956.

Public Law 573

CHAPTER 380

AN ACT

Making appropriations for the Department of the Interior and related agencies for the fiscal year ending June 30, 1957, and for other purposes.

June 13, 1956
[H. R. 9390]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Department of the Interior and related agencies for the fiscal year ending June 30, 1957, namely:

Department of the
Interior and Related
Agencies Ap-
propriation Act,
1957.

TITLE I—DEPARTMENT OF THE INTERIOR

OFFICE OF THE SECRETARY

RESEARCH IN THE UTILIZATION OF SALINE WATER

For expenses necessary to carry out provisions of the Act of July 3, 1952, as amended (66 Stat. 328 and 69 Stat. 198), authorizing studies of the conversion of saline water for beneficial consumptive uses, \$550,000.

42 USC 1951-
1958.

OFFICE OF OIL AND GAS

For necessary expenses to enable the Secretary to discharge his responsibilities with respect to oil and gas, including cooperation with the petroleum industry and State authorities in the production, processing, and utilization of petroleum and its products, and natural gas; and for controlling the interstate shipment of contraband oil as required by law (15 U. S. C. 715); including purchase of not to exceed two passenger motor vehicles for replacement only; \$413,800.

49 Stat. 30.

OFFICE OF THE SOLICITOR

For necessary expenses of the Office of the Solicitor, \$2,835,000, and in addition, not to exceed \$100,000 may be reimbursed or transferred to this appropriation from other accounts available to the Department of the Interior: *Provided*, That hearing officers appointed for Indian probate work need not be appointed pursuant to the Administrative Procedure Act (60 Stat. 237), as amended.

5 USC 1001 note.

OFFICE OF MINERALS MOBILIZATION

For expenses necessary to enable the Secretary to discharge his responsibilities, including cooperation with the metals and minerals industry, with respect to the conservation, exploration, development, production, and utilization of mineral resources, including solid fuels, \$300,000.

BUREAU OF LAND MANAGEMENT

MANAGEMENT OF LANDS AND RESOURCES

For expenses necessary for protection, use, improvement, development, disposal, cadastral surveying, classification, and performance of other functions, as authorized by law, in the management of lands and their resources under the jurisdiction of the Bureau of Land Management, including \$35,000 for the operation and maintenance of access roads on the revested Oregon and California Railroad grant lands, \$18,369,300: *Provided*, That this appropriation may be expended on a reimbursable basis for surveys of lands other than those under the jurisdiction of the Bureau of Land Management: *Provided fur-*

ther, That, for the purposes of surveying federally controlled or intermingled lands and operation and maintenance of access roads, contributions toward the costs thereof may be accepted.

CONSTRUCTION

For construction of access roads on the revested Oregon and California Railroad grant lands; acquisition of rights-of-way and of existing connecting roads adjacent to such lands; and for acquisition and construction of buildings and appurtenant facilities in Alaska; to remain available until expended, \$4,500,000: *Provided*, That the amount appropriated herein for road construction shall be transferred to the Bureau of Public Roads, Department of Commerce: *Provided further*, That the amount appropriated herein for construction of access roads on the revested Oregon and California Railroad grant lands and in addition, amounts available for operation and maintenance of such access roads under the appropriation "Management of lands and resources" are hereby made a reimbursable charge against the Oregon and California land-grant fund and shall be reimbursed to the general fund in the Treasury in accordance with the provisions of the second paragraph of subsection (b) of title II of the Act of August 28, 1937.

50 Stat. 876.

ADMINISTRATIVE PROVISIONS

Appropriations for the Bureau of Land Management shall be available for purchase of thirty-one passenger motor vehicles for replacement only; purchase, erection, and dismantlement of temporary structures, and alteration and maintenance of necessary buildings and appurtenant facilities to which the United States has title: *Provided*, That of appropriations herein made for the Bureau of Land Management expenditures in connection with the revested Oregon and California Railroad and reconveyed Coos Bay Wagon Road grant lands (other than expenditures for construction and operation and maintenance of access roads and for acquisition of rights-of-way and of existing connecting roads adjacent to such lands) shall be reimbursed from the 25 per centum referred to in section C, title II, of the Act approved August 28, 1937, of the special fund designated the "Oregon and California Land Grant Fund" and section 4 of the Act approved May 24, 1939, of the special fund designated the "Coos Bay Wagon Road Grant Fund".

50 Stat. 876.

53 Stat. 754.

RANGE IMPROVEMENTS

For construction, purchase, and maintenance of range improvements pursuant to the provisions of sections 3 and 10 of the Act of June 28, 1934, as amended (43 U. S. C. 315), sums equal to the aggregate of all moneys received, during the current fiscal year, as range improvement fees under section 3 of said Act and of 25 per centum of all moneys received, during the current fiscal year, under section 15 of said Act, to remain available until expended.

48 Stat. 1270,
1273.
43 USC 315b,
315i.

43 USC 315m.

BUREAU OF INDIAN AFFAIRS

EDUCATION AND WELFARE SERVICES

For expenses necessary to provide education and welfare services for Indians, either directly or in cooperation with States and other organizations, including payment (in advance or from date of admission), of care, tuition, assistance, and other expenses of Indians in boarding homes, institutions, or schools; grants and other assistance to needy Indians; maintenance of law and order, and payment of

rewards for information or evidence concerning violations of law on Indian reservations or lands; and operation of Indian arts and crafts shops and museums; \$50,720,000.

RESOURCES MANAGEMENT

For expenses necessary for management, development, improvement, and protection of resources and appurtenant facilities under the jurisdiction of the Bureau of Indian Affairs, including payment of irrigation assessments and charges; acquisition of water rights; advances for Indian industrial and business enterprises; operation of Indian arts and crafts shops and museums; and development of Indian arts and crafts as authorized by law; \$16,200,000, and in addition, \$350,000 of the Revolving Fund for Loans, Bureau of Indian Affairs, shall be used in connection with administering loans to Indians.

CONSTRUCTION

For construction, major repair, and improvement of irrigation and power systems, buildings, utilities, and other facilities; acquisition of lands and interests in lands; preparation of lands for farming; and architectural and engineering services by contract; to remain available until expended, \$5,240,000, of which not to exceed \$240,000 may be paid to the Municipal School District Numbered 1, Sandoval County, New Mexico, to supplement an allocation of funds from the Office of Education for the construction of elementary public school facilities which shall be available to Pueblo Indian children: *Provided*, That no part of the sum herein appropriated shall be used for the acquisition of land within the States of Arizona, California, Colorado, New Mexico, South Dakota, Utah, and Wyoming outside of the boundaries of existing Indian reservations: *Provided further*, That no part of this appropriation shall be used for the acquisition of land or water rights within the States of Nevada, Oregon, and Washington either inside or outside the boundaries of existing reservations: *Provided further*, That the Secretary is authorized to purchase, without regard to the prohibition against the acquisition of land or water rights contained herein, not to exceed ten acres of lands within the Klamath Indian Reservation, Oregon, required for the construction of a pumping plant for the Modoc Point Indian irrigation system.

Restrictions.

ROAD CONSTRUCTION AND MAINTENANCE (LIQUIDATION OF CONTRACT AUTHORIZATION)

For liquidation of obligations incurred pursuant to authority contained in section 6 of the Federal-Aid Highway Act of 1954 (68 Stat. 73), \$11,500,000, to remain available until expended.

GENERAL ADMINISTRATIVE EXPENSES

For expenses necessary for the general administration of the Bureau of Indian Affairs, including such expenses in field offices, \$3,190,000.

DISTRIBUTION OF FUNDS OF THE CREEK INDIANS

For necessary expenses incident to the distribution of funds belonging to the members of the Creek Nation of Indians, in accordance with the Act of August 1, 1955 (69 Stat. 431), \$200,000, to remain available until expended.

25 USC 781.

ADMINISTRATIVE PROVISIONS

49 Stat. 1458.

Appropriations for the Bureau of Indian Affairs (except the revolving fund for loans) shall be available for expenses of exhibits; purchase of not to exceed two hundred and ninety passenger motor vehicles (of which two hundred and seventy shall be for replacement only), which may be used for the transportation of Indians; advance payments for service (including services which may extend beyond the current fiscal year) under contracts executed pursuant to the Act of June 4, 1936 (25 U. S. C. 452), and legislation terminating Federal supervision over certain Indian tribes; purchase of ice for official use of employees; and expenses required by continuing or permanent treaty provisions.

TRIBAL FUNDS

18 USC 4124.

Restriction.

In addition to the tribal funds authorized to be expended by existing law, there is hereby appropriated \$3,000,000 from tribal funds not otherwise available for expenditure for the benefit of Indians and Indian tribes, including pay and travel expenses of employees; care, tuition and other assistance to Indian children attending public and private schools (which may be paid in advance or from date of admission); purchase of land and improvements on land, title to which shall be taken in the name of the United States in trust for the tribe for which purchased; lease of lands and water rights; compensation and expenses of attorneys and other persons employed by Indian tribes under approved contracts; pay, travel, and other expenses of tribal officers, councils, and committees thereof, or other tribal organizations, including mileage for use of privately owned automobiles and per diem in lieu of subsistence at rates established administratively but not to exceed those applicable to civilian employees of the Government; relief of Indians, without regard to section 7 of the Act of May 27, 1930 (46 Stat. 391), including cash grants; and employment of a recreational director for the Menominee Reservation and a curator for the Osage Museum, each of whom shall be appointed with the approval of the respective tribal councils and without regard to the classification laws: *Provided*, That in addition to the amount appropriated herein, tribal funds may be advanced to Indian tribes during the current fiscal year for such purposes as may be designated by the governing body of the particular tribe involved and approved by the Secretary: *Provided, however*, That no part of this appropriation or other tribal funds shall be used for the acquisition of land or water rights within the States of Nevada, Oregon, Washington, and Wyoming, either inside or outside the boundaries of existing Indian reservations, if such acquisition results in the property being exempted from local taxation.

GEOLOGICAL SURVEY

SURVEYS, INVESTIGATIONS, AND RESEARCH

For expenses necessary for the Geological Survey to perform surveys, investigations, and research covering topography, geology, and the mineral and water resources of the United States, its Territories and possessions; classify lands as to mineral character and water and power resources; give engineering supervision to power permits and Federal Power Commission licenses; enforce departmental regulations applicable to oil, gas, and other mining leases, permits, licenses, and operating contracts; publish and disseminate data relative to the

foregoing activities; and for the Geological Survey or the General Services Administration to acquire a site and to prepare plans and specifications for a building or buildings to meet the special needs of the Geological Survey in the metropolitan area of Washington, District of Columbia, without regard to Revised Statutes, page 3709, as amended (41 U. S. C. 5), and section 302 (c) of the Act of June 30, 1949, as amended (41 U. S. C. 252 (c)); \$31,602,000, of which \$5,070,000 shall be available only for cooperation with States or municipalities for water resources investigations: *Provided*, That no part of this appropriation shall be used to pay more than one-half the cost of any topographic mapping or water resources investigations carried on in cooperation with any State or municipality.

63 Stat. 393.

ADMINISTRATIVE PROVISIONS

The amount appropriated for the Geological Survey shall be available for purchase of not to exceed one hundred and twenty-six passenger motor vehicles for replacement only; reimbursement of the General Services Administration for security guard service for protection of confidential files; contracting for the furnishing of topographic maps and for the making of geophysical or other specialized surveys when it is administratively determined that such procedures are in the public interest; construction and maintenance of necessary buildings and appurtenant facilities; acquisition of lands for gaging stations; and payment of compensation and expenses of persons on the rolls of the Geological Survey appointed, as authorized by law, to represent the United States in the negotiation and administration of interstate compacts, including not to exceed \$10,000 for the person appointed by the President to participate as the representative of the United States in the administration of the compact consented to by the Act of May 31, 1949 (Public Law 82): *Provided*, That notwithstanding the provisions of any other law, the President is authorized to appoint a retired officer as such representative, without prejudice to his status as a retired Army officer, and he shall receive such compensation and expenses in addition to his retired pay.

63 Stat. 145.

BUREAU OF MINES

CONSERVATION AND DEVELOPMENT OF MINERAL RESOURCES

For expenses necessary for promoting the conservation, exploration, development, production, and utilization of mineral resources, including fuels, in the United States, its Territories and possessions; developing synthetics and substitutes; and controlling fires in coal deposits; \$15,862,750.

HEALTH AND SAFETY

For expenses necessary for promotion of health and safety in mines and in the minerals industries, as authorized by law, \$5,304,300.

GENERAL ADMINISTRATIVE EXPENSES

For expenses necessary for general administration of the Bureau of Mines, including such expenses in the regional offices, \$1,030,000.

ADMINISTRATIVE PROVISIONS

Appropriations and funds available to the Bureau of Mines may be expended for purchase of not to exceed eighty-nine passenger motor vehicles for replacement only; providing transportation services in

43 Stat. 1111.

isolated areas for employees, student dependents of employees, and other pupils, and such activities may be financed under cooperative arrangements; purchase and bestowal of certificates and trophies in connection with mine rescue and first-aid work: *Provided*, That the Secretary is authorized to accept lands, buildings, equipment, and other contributions from public and private sources and to prosecute projects in cooperation with other agencies, Federal, State, or private: *Provided further*, That the sums made available for the current fiscal year to the Departments of the Army, Navy, and Air Force for the acquisition of helium from the Bureau of Mines shall be transferred to the Bureau of Mines, and said sums, together with all other payments to the Bureau of Mines for helium, shall be credited to the special helium production fund, established pursuant to the Act of March 3, 1925, as amended (50 U. S. C. 164 (c)): *Provided further*, That the Bureau of Mines is authorized, during the current fiscal year, to sell directly or through any Government agency, including corporations, any metal or mineral product that may be manufactured in pilot plants operated by the Bureau of Mines, and the proceeds of such sales shall be covered into the Treasury as miscellaneous receipts.

NATIONAL PARK SERVICE

MANAGEMENT AND PROTECTION

For expenses necessary for the management and protection of the areas and facilities administered by the National Park Service, including protection of lands in process of condemnation; and for plans, investigations, and studies of the recreational resources (exclusive of preparation of detail plans and working drawings) and archaeological values in river basins of the United States (except the Missouri River Basin); \$11,562,000.

MAINTENANCE AND REHABILITATION OF PHYSICAL FACILITIES

For expenses necessary for the operation, maintenance, and rehabilitation of roads (including furnishing special road maintenance service to defense trucking permittees on a reimbursable basis), trails, buildings, utilities, and other physical facilities essential to the operation of areas administered pursuant to law by the National Park Service, \$10,158,000.

CONSTRUCTION

37 Stat. 460.

For construction and improvement, without regard to the Act of August 24, 1912, as amended (16 U. S. C. 451), of buildings, utilities, and other physical facilities; and the acquisition of lands, interests therein, improvements, and water rights; to remain available until expended, \$15,250,000, of which not to exceed \$250,000 shall be available for the construction of additional school facilities at Grand Canyon National Park, Arizona.

CONSTRUCTION (LIQUIDATION OF CONTRACT AUTHORIZATION)

For liquidation of obligations incurred pursuant to authority contained in section 6 of the Federal-aid Highway Act of 1954 (68 Stat. 73), including acquisition of right-of-way for the eastern entrance road, Rocky Mountain National Park, Colorado, \$29,800,000, to remain available until expended.

GENERAL ADMINISTRATIVE EXPENSES

For expenses necessary for general administration of the National Park Service, including such expenses in the regional offices, \$1,250,000.

ADMINISTRATIVE PROVISIONS

Appropriations for the National Park Service shall be available for the purchase of not to exceed one hundred and ten passenger motor vehicles of which one hundred and nine shall be for replacement only, including not to exceed seventeen for replacing United States Park Police cruisers; and the objects and purposes specified in the Acts of August 8, 1953 (67 Stat. 495, 496) and July 1, 1955 (69 Stat. 242): *Provided*, That all receipts for the fiscal year 1957 from the operation of the McKinley Park Hotel in Mount McKinley National Park, Alaska, may be applied to, or offset against, costs of managing, operating, and maintaining the hotel and related facilities, and any receipts or other revenues in excess of such costs shall be deposited at least annually into the Treasury of the United States as miscellaneous receipts.

16 USC 1b-d 18f.

FISH AND WILDLIFE SERVICE

MANAGEMENT OF RESOURCES

For expenses necessary for conservation, management, protection, and utilization of fish and wildlife resources, and for the performance of other authorized functions related to such resources; operation of the industrial properties within the Crab Orchard National Wildlife Refuge (61 Stat. 770); maintenance of the herd of long-horned cattle on the Wichita Mountains Wildlife Refuge; purchase or rent of land, and functions related to wildlife management in California (16 U. S. C. 695-695c); leasing and management of lands for the protection of the Florida Key deer; and not to exceed \$30,000 for payment, in the discretion of the Secretary, for information or evidence concerning violations of laws administered by the Fish and Wildlife Service; \$10,373,600; and in addition, there are appropriated amounts equal to 25 per centum of the proceeds covered into the Treasury during the next preceding fiscal year from the sale of sealskins and other products, for management and investigation of fish and wildlife resources of Alaska, including construction.

62 Stat. 238.

INVESTIGATIONS OF RESOURCES

For expenses necessary for scientific and economic studies and investigations respecting conservation, management, protection, and utilization of fish and wildlife resources, including related aquatic plants and products; collection, compilation, and publication of information concerning such studies and investigations; and the performance of other functions related thereto; as authorized by law; \$5,105,000.

CONSTRUCTION

For construction and acquisition of buildings and other facilities required in the conservation, management, protection, and utilization of fish and wildlife resources and the acquisition of lands and interests therein, \$2,471,000 to remain available until expended: *Provided*, That the funds appropriated herein for the continuation of the construction of the Devils Kitchen Dam on the Crab Orchard Wildlife Refuge, Illinois, shall be transferred to the Corps of Engineers, Department of the Army.

Transfer of funds.

GENERAL ADMINISTRATIVE EXPENSES

For expenses necessary for general administration of the Fish and Wildlife Service, including such expenses in the regional offices, \$852,500.

ADMINISTRATION OF PRIBILOF ISLANDS

58 Stat. 100.

For carrying out the provisions of the Act of February 26, 1944, as amended (16 U. S. C. 631a-631q), there are appropriated amounts equal to 60 per centum of the proceeds covered into the Treasury during the next preceding fiscal year from the sale of sealskins and other products, to remain available for expenditure during the current and next succeeding fiscal years.

ADMINISTRATIVE PROVISIONS

34 Stat. 690.

Appropriations for the Fish and Wildlife Service shall be available for purchase of not to exceed one hundred and thirty-one passenger motor vehicles of which ninety-seven shall be for replacement only; purchase of not to exceed six aircraft for replacement only; publication and distribution of bulletins as authorized by law (7 U. S. C. 417); rations or commutation of rations for officers and crews of vessels at rates not to exceed \$3 per man per day; repair of damage to public roads within and adjacent to reservation areas caused by operations of the Fish and Wildlife Service; options for the purchase of land at not to exceed \$1 for each option; facilities incident to such public recreational uses on conservation areas as are not inconsistent with their primary purposes; and the maintenance and improvement of aquaria, buildings, and other facilities under the jurisdiction of the Fish and Wildlife Service and to which the United States has title, and which are utilized pursuant to law in connection with management and investigation of fish and wildlife resources.

OFFICE OF TERRITORIES

ADMINISTRATION OF TERRITORIES

31 Stat. 321, 153;
64 Stat. 386; 45
Stat. 1253.

48 USC 1541
note.

37 Stat. 516; 31
Stat. 146; 64 Stat.
391.

56 Stat. 782; 36
Stat. 852; 33 Stat.
619; 44 Stat. 968.

For expenses necessary for the administration of Territories and for the departmental administration of the Trust Territory of the Pacific Islands, under the jurisdiction of the Department of the Interior, including expenses of the offices of the Governors of Alaska, Hawaii, Guam, American Samoa, as authorized by law (48 U. S. C., secs. 61, 531, 1422, 1431a (c)); salaries of the Governor of the Virgin Islands, the Government Secretary, and the members of their immediate staffs as authorized by law (Act of July 22, 1954, Public Law 517), compensation and mileage of members of the legislatures in Alaska, Hawaii, Guam, American Samoa, and the Virgin Islands as authorized by law (48 U. S. C., secs. 87, 599, 1421d (e), 1431a (c) and the Act of July 22, 1954 (68 Stat. 497)); compensation and expenses of the judiciary in American Samoa as authorized by law (48 U. S. C. 1431a (c)); care of insane as authorized by law for Alaska (48 U. S. C. 46-50); grants to American Samoa, in addition to current local revenues, for support of governmental functions; and personal services, household equipment and furnishings, and utilities necessary in the operation of the houses of the Governors of Alaska, Hawaii, Guam, and American Samoa; \$2,803,000: *Provided*, That the Territorial and local governments herein provided for are authorized to make purchases through the General Services Administration: *Provided further*, That appropriations available for the administration of Territories may be expended for the purchase, charter, main-

tenance, and operation of aircraft and surface vessels for official purposes and for commercial transportation purposes found by the Secretary to be necessary.

TRUST TERRITORY OF THE PACIFIC ISLANDS

For expenses necessary for the Department of the Interior in administration of the Trust Territory of the Pacific Islands pursuant to the Trusteeship Agreement approved by Public Law 204, Eightieth Congress, and Public Law 451, approved June 30, 1954, including the expenses of the High Commissioner of the Trust Territory of the Pacific Islands; compensation and expenses of the judiciary of the Trust Territory of the Pacific Islands; grants to the Trust Territory of the Pacific Islands in addition to local revenues, for support of governmental functions; \$4,800,000: *Provided*, That the revolving fund for loans to locally owned private trading enterprises shall continue to be available during the fiscal year 1957: *Provided further*, That all financial transactions of the Trust Territory, including such transactions of all agencies or instrumentalities established or utilized by such Trust Territory, shall be audited by the General Accounting Office in accordance with the provisions of the Budget and Accounting Act, 1921 (42 Stat. 23), as amended, and the Accounting and Auditing Act of 1950 (64 Stat. 34): *Provided further*, That the government of the Trust Territory of the Pacific Islands is authorized to make purchases through the General Services Administration: *Provided further*, That appropriations available for the Administration of the Trust Territory of the Pacific Islands may be expended for the purchase, charter, maintenance, and operation of aircraft and surface vessels for official purposes and for commercial transportation purposes found by the Secretary to be necessary in carrying out the provisions of article 6 (2) of the Trusteeship Agreement approved by Congress.

61 Stat. 397; 68
Stat. 330.
48 U S C 1435
note.

31 USC 1.
64 Stat. 834.
31 USC 65 note.

61 Stat. 3302.

ALASKA PUBLIC WORKS

For an additional amount for expenses necessary for carrying out the provisions of the Act of August 24, 1949, as amended (48 U. S. C. 486-486j), to remain available until June 30, 1959, \$4,968,000, of which not to exceed \$525,000 shall be available for administrative expenses.

63 Stat. 627.

CONSTRUCTION OF ROADS, ALASKA

For construction of roads, tramways, buildings, ferries, bridges, and trails, including surveys and plans for new road construction; acquisition of lands or interests in lands by purchase, donation, condemnation, or otherwise; and purchase of five passenger motor vehicles for replacement only, \$7,800,000, to remain available until expended.

OPERATION AND MAINTENANCE OF ROADS, ALASKA

For operation and maintenance of roads, tramways, buildings, ferries, bridges, and trails, \$3,625,000.

ADMINISTRATIVE PROVISIONS

The total of the amounts herein appropriated for construction, operation and maintenance of roads in Alaska shall be available in one fund, except that the appropriation herein made for operation and maintenance shall be available only for the service of the current fiscal year.

Not to exceed 17½ per centum of the amount herein appropriated for construction of roads in Alaska shall be available for construction work by force account, or on a hired-labor basis.

ALASKA RAILROAD REVOLVING FUND

39 Stat. 750.

The Alaska Railroad Revolving Fund shall continue available until expended for the work authorized by law, including operation and maintenance of oceangoing or coastwise vessels by ownership, charter, or arrangement with other branches of the Government service, for the purpose of providing additional facilities for transportation of freight, passengers, or mail, when deemed necessary for the benefit and development of industries or travel in the area served; and payment of compensation and expenses as authorized by section 42 of the Act of September 7, 1916 (5 U. S. C. 793), to be reimbursed as therein provided: *Provided*, That no employee shall be paid an annual salary out of said fund of more than \$11,000 except the general manager of said railroad, one assistant general manager at not to exceed \$14,000 per annum, two officers at not to exceed \$12,500 per annum each, and three officers at not to exceed \$12,000 per annum each.

ADMINISTRATION, DEPARTMENT OF THE INTERIOR

SALARIES AND EXPENSES

For necessary expenses of the Office of the Secretary of the Interior (referred to herein as the Secretary), including teletype rentals and service, \$2,222,000.

WORKING CAPITAL FUND

64 Stat. 680.
5 USC 502.
5 USC 2131 note.

The working capital fund, established by the Act of September 6, 1950 (64 Stat. 679), shall hereafter be available for uniforms or allowances therefor, as authorized by the Act of September 1, 1954, as amended (68 Stat. 1114 and 69 Stat. 49).

GENERAL PROVISIONS, DEPARTMENT OF THE INTERIOR

Emergency reconstruction.

SEC. 101. Appropriations made in this title shall be available for expenditure or transfer (within each bureau or office), with the approval of the Secretary, for the emergency reconstruction, replacement, or repair of buildings, utilities, or other facilities or equipment damaged or destroyed by fire, flood, storm, or other unavoidable causes: *Provided*, That no funds shall be made available under this authority until funds specifically made available to the Department of the Interior for emergencies shall have been exhausted.

Forest or range fire suppression.

SEC. 102. The Secretary may authorize the expenditure or transfer (within each bureau or office) of any appropriation in this title, in addition to the amounts included in the budget programs of the several agencies, for the suppression or emergency prevention of forest or range fires on or threatening lands under jurisdiction of the Department of the Interior: *Provided*, That appropriations made in this title for fire suppression purposes shall be available for the payment of obligations incurred during the preceding fiscal year.

Operation of warehouses, etc.

SEC. 103. Appropriations made in this title shall be available for operation of warehouses, garages, shops, and similar facilities, wherever consolidation of activities will contribute to efficiency or economy, and said appropriations shall be reimbursed for services rendered to any other activity in the same manner as authorized by the Act of June 30, 1932 (31 U. S. C. 686): *Provided*, That reimbursements for cost of supplies, materials and equipment, and for services rendered

47 Stat. 417.

may be credited to the appropriation current at the time such reimbursements are received.

SEC. 104. Appropriations made to the Department of the Interior in this title or in the Public Works Appropriation Act, 1957, shall be available for services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), when authorized by the Secretary, at rates not to exceed \$100 per diem for individuals, and in total amount not to exceed \$250,000; maintenance and operation of aircraft; hire of passenger motor vehicles; purchase of reprints; payment for telephone service in private residences in the field, when authorized under regulations approved by the Secretary; and the payment of dues, when authorized by the Secretary, for library membership in societies or associations which issue publications to members only or at a price to members lower than to subscribers who are not members.

60 Stat. 810.

SEC. 105. Appropriations available to the Department of the Interior for salaries and expenses shall be available for uniforms or allowances therefor, as authorized by law (68 Stat. 1114, 69 Stat. 49, and D. C. Code 4-204).

5 USC 2131 note.
43 Stat. 175.

TITLE II—RELATED AGENCIES

COMMISSION OF FINE ARTS

SALARIES AND EXPENSES

For expenses made necessary by the Act establishing a Commission of Fine Arts (40 U. S. C. 104), including payment of actual traveling expenses of the members and secretary of the Commission in attending meetings and committee meetings of the Commission either within or outside the District of Columbia, to be disbursed on vouchers approved by the Commission, \$31,000.

36 Stat. 371.

FEDERAL COAL MINE SAFETY BOARD OF REVIEW

Salaries and expenses: For necessary expenses of the Federal Coal Mine Safety Board of Review, including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), \$70,000.

60 Stat. 810.

DEPARTMENT OF AGRICULTURE

FOREST SERVICE—SALARIES AND EXPENSES

For expenses necessary, including not to exceed \$15,000 for employment pursuant to the second sentence of section 706 (a) of the Organic Act of 1944 (5 U. S. C. 574), as amended by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), including travel expenses of advisory councils or similar groups; to experiment and make investigations and report on forestry, national forests, forest fires, forest insects and diseases, and lumbering; to advise the owners of woodlands as to the proper care of the same; to investigate and test American timber and timber trees and their uses, and methods, for the preservative treatment of timber; to seek, through investigations and the planting of native and foreign species, suitable trees for the treeless regions; to protect, administer, and improve the national forests, including tree planting and other measures to prevent erosion, drift, surface wash, soil waste, and the formation of floods, and to conserve water; to ascertain the natural conditions upon and utilize the national forests, to transport and care for fish and game supplied to stock the national forests or the waters therein; for management of lands acquired

58 Stat. 742.

60 Stat. 810.

68 Stat. 1114.

under the land-utilization program; and to collate, digest, report, and illustrate the results of experiments and investigations made by the Forest Service: *Provided*, That the appropriations available to the Forest Service for the current fiscal year may be used for the operation and maintenance of aircraft, and the purchase of not to exceed four (for replacement only), uniforms, or allowances therefor, as authorized by the Act of September 1, 1954, as amended (5 U. S. C. 2131); the purchase, erection, and alteration of buildings and other public improvements, but the cost of any building purchased, erected, or as improved, exclusive of the cost of constructing a water-supply or sanitary system and of connecting the same with any such building, and exclusive of the cost of any tower upon which a lookout house may be erected, shall not exceed \$18,500 (\$22,500 in Alaska) with the exception that any building erected, purchased, or acquired, the cost of which was \$18,500 or more, may be improved out of the appropriations available to the Forest Service within any fiscal year by an amount not to exceed 2 per centum of the cost of such building, and not to exceed \$250,000 of such appropriations may be used for the maintenance, improvement, and construction of aircraft-landing fields in, or adjacent to the national forests, as follows:

36 Stat. 963.

34 Stat. 233; 37
Stat. 287, 842.

National forest protection and management: For the administration, protection, use, maintenance, improvement, and development of the national forests, including the establishment and maintenance of forest tree nurseries, including the procurement of tree seed and nursery stock by purchase, production, or otherwise, seeding and tree planting and the care of plantations and young growth; the maintenance of roads and trails and the construction and maintenance of all other improvements necessary for the proper and economical administration, protection, development, and use of the national forests, including experimental areas under Forest Service administration; the construction (not to exceed \$18,500 for any one structure), equipment, and maintenance of sanitary and recreational facilities; timber cultural operations; development and application of fish and game management plans; propagation and transplanting of plants suitable for planting on semiarid portions of the national forests; estimating and appraising of timber and other resources and development and application of plans for their effective management, sale, and use; expenses of the National Forest Reservation Commission as authorized by section 14 of the Act of March 1, 1911 (16 U. S. C. 514); examination, classification, surveying, and appraisal of land incident to effecting exchanges authorized by law and of lands within the boundaries of the national forests that may be opened to homestead settlement and entry under the Act of June 11, 1906, and the Act of August 10, 1912 (16 U. S. C. 506-509), as provided by the Act of March 4, 1913 (16 U. S. C. 512); investigation and establishment of water rights, including the purchase thereof or of lands or interests in lands or rights-of-way for use and protection of water rights necessary or beneficial in connection with the administration and public use of the national forests; not to exceed \$100,000 for the purchase of parcels of land and interests therein in Sanders County, Montana, but such land shall not be acquired without the approval of the local government concerned; and all expenses necessary for the use, maintenance, improvement, protection, and general administration of the national forests, and for the management of lands under title III of the Act of July 22, 1937, and the Act of August 11, 1945 (7 U. S. C. 1010-1012); \$44,300,750: *Provided*, That the Secretary may sell at market value any property located in Yalobusha, Chickasaw, and Pontotoc Counties, Mississippi, administered under title III of the

50 Stat. 525-

59 Stat. 532.

Act of July 22, 1937, and suitable for return to private ownership under such terms and conditions as would not conflict with the purposes of said Act.

Fighting forest fires: For fighting and preventing forest fires on or threatening lands under Forest Service administration, including lands under contract for purchase or in process of condemnation for Forest Service purposes, and for liquidation of obligations incurred in the preceding fiscal year for such purpose, \$5,250,000, of which \$1,750,000 shall be apportioned for use, pursuant to section 3679 of the Revised Statutes, as amended, to the extent necessary to meet emergency conditions.

31 USC 665.

Control of forest pests: For the control of white pine blister rust pursuant to the Act of April 26, 1940 (16 U. S. C. 594a), including the development and testing of new control methods, \$2,734,000, of which \$355,000 shall be available to the Department of the Interior for the control of white pine blister rust on or endangering Federal lands under the jurisdiction of that Department or lands of Indian tribes which are under the jurisdiction of or retained under restrictions of the United States; and for carrying out the Forest Pest Control Act (16 U. S. C. 594-1—594-5), \$2,386,000, of which \$1,751,000 shall be apportioned for use pursuant to section 3679 of the Revised Statutes, as amended, for the purposes of said Act to the extent necessary under the then existing conditions; \$5,120,000.

54 Stat. 168.

61 Stat. 177.

31 USC 665.

Forest research: For forest research at forest or range experiment stations, the Forest Products Laboratory, or elsewhere, in accordance with the provisions of sections 1, 2, 3, 4, 7, 8, 9, and 10 of the Act approved May 22, 1928, as amended (16 U. S. C. 581, 581a-581c, 581f-581i), including the construction and maintenance of improvements; fire, silvicultural, watershed, forest insects and diseases, and other forest investigations and experiments; investigations and experiments to develop improved methods of management of forest and related ranges; experiments, investigations, and tests of forest products; marketing research and service on timber and timber products; a comprehensive forest survey; and investigations in forest economics; \$10,000,000: *Provided*, That funds may be advanced to cooperators under such regulations as the Secretary may prescribe when such action will stimulate or facilitate cooperative work.

45 Stat. 699.

FOREST ROADS AND TRAILS

For expenses necessary for carrying out the provisions of section 23 of the Federal Highway Act approved November 9, 1921, as amended (23 U. S. C. 23, 23a), relating to forest development roads and trails, including the construction, reconstruction, and maintenance of roads and trails on experimental areas under Forest Service administration, \$24,000,000, which sum is authorized to be appropriated by the Act of May 6, 1954 (23 U. S. C. 23), to remain available until expended.

42 Stat. 218; 49 Stat. 1520.

68 Stat. 72.

ACQUISITION OF LANDS FOR NATIONAL FORESTS

Weeks Act

For the acquisition of forest lands under the provisions of the Act approved March 1, 1911, as amended (16 U. S. C. 513-519, 521), \$100,000, to be available only for payment of the purchase price of any lands acquired, including the cost of surveys in connection with such acquisition: *Provided*, That no part of this appropriation shall be used for acquisition of any land which is not within the boundaries of a national forest: *Provided further*, That no part of this appropriation shall be used for the acquisition of any land without the approval of the local government concerned.

36 Stat. 962.

Special Acts

52 Stat. 347.

For the acquisition of land to facilitate the control of soil erosion and flood damage originating within the exterior boundaries of the following national forest, in accordance with the provisions of the following Act authorizing annual appropriations of forest receipts for such purposes, and in not to exceed the following amount from such receipts: Cache National Forest, Utah, Act of May 11, 1938 (Public Law 505), as amended, \$10,000: *Provided*, That no part of this appropriation shall be used for acquisition of any land which is not within the boundaries of a national forest: *Provided further*, That no part of this appropriation shall be used for the acquisition of any land without the approval of the local government concerned.

STATE AND PRIVATE FORESTRY COOPERATION

64 Stat. 473.

43 Stat. 653.

For expenses necessary for cooperation with the various States in forest-fire prevention and suppression, in forest tree planting on non-Federal public and private lands, and in forest management and processing, pursuant to the Act of August 25, 1950 (16 U. S. C. 568c, 568d), and sections 1, 2, 3, and 4 of the Act of June 7, 1924 (16 U. S. C. 564-567c), and Acts supplementary thereto; advising timberland owners, associations, and other appropriate agencies in the application of forest and management principles to federally owned lands leased to States and to private forest lands, and advising wood-using industries in processing of forest products, so as to attain sustained-yield management, the conservation of the timber resources, the productivity of forest lands, and the stabilization of employment and economic continuance of forest industries; \$12,190,000.

COOPERATIVE RANGE IMPROVEMENTS

64 Stat. 85.

For artificial revegetation, construction, and maintenance of range improvements, control of rodents, and eradication of poisonous and noxious plants on national forests as authorized by section 12 of the Act of April 24, 1950 (16 U. S. C. 580h), \$700,000, to remain available until expended.

GENERAL PROVISIONS, FOREST SERVICE

Passenger motor
vehicles.

SEC. 201. Within the unit limit of cost fixed by law, the lump-sum appropriations and authorizations made for the Forest Service under this Act shall be available for the purchase, in addition to those specifically provided for, of not to exceed 133 passenger motor vehicles for replacement only, and for the hire of such vehicles, necessary in the conduct of the work of the Forest Service outside the District of Columbia.

Purchase of
lands.

SEC. 202. Of appropriations herein made which are available for the purchase of lands, not to exceed \$1 may be expended for each option to purchase any particular tract or tracts of land.

Purchase of
twine.

SEC. 203. Except to provide materials required in or incident to research or experimental work where no suitable domestic product is available, no part of the funds appropriated to the Forest Service shall be expended in the purchase of twine manufactured from commodities or materials produced outside of the United States.

Publicity of
propaganda.

SEC. 204. No part of any appropriation to the Forest Service in this Act shall be used for publicity or propaganda purposes to support or defeat legislation pending before the Congress.

INDIAN CLAIMS COMMISSION

Salaries and expenses: For expenses necessary to carry out the purposes of the Act of August 13, 1946 (25 U. S. C. 70), creating an Indian Claims Commission, \$124,600, of which not to exceed \$3,975 shall be available for expenses of travel.

60 Stat. 1049.

JAMESTOWN-WILLIAMSBURG-YORKTOWN CELEBRATION COMMISSION

For expenses necessary to complete carrying out the provisions of the Act of August 13, 1953 (67 Stat. 576), including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates not to exceed \$50 per diem for individuals; transportation and not to exceed \$20 per diem in lieu of subsistence for members of the Commission serving without compensation; and entertainment; \$115,000.

60 Stat. 810.

NATIONAL CAPITAL PLANNING COMMISSION

Salaries and expenses: For necessary expenses, as authorized by the National Capital Planning Act of 1952 (66 Stat. 781), including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); not to exceed \$175 for the purchase of newspapers and periodicals; not to exceed \$8,000 for expenses of travel; payment in advance for membership in societies whose publications or services are available to members only or to members at a price lower than to the general public; and transportation and not to exceed \$15 per diem in lieu of subsistence, as authorized by section 5 of the Act of August 2, 1946 (5 U. S. C. 73b-2), for members of the Commission serving without compensation; \$200,000.

D. C. Code 1-1001
note.

60 Stat. 810.

60 Stat. 808.

Land acquisition, National Capital park, parkway, and playground system: Under authority of the Act of May 29, 1930 (46 Stat. 482), as amended, for necessary expenses for the National Capital Planning Commission for acquisition of land for the park, parkway, and playground system of the National Capital, to remain available until expended, \$1,250,000, of which (a) \$438,000 shall be available for the purposes of section 1 (a) of said Act of May 29, 1930, (b) \$287,000 shall be available for the purposes of section 1 (b) thereof, and (c) \$525,000 shall be available for the purposes of section 4 thereof: *Provided*, That not exceeding \$67,500 of the funds available for land acquisition purposes shall be used during the current fiscal year for necessary expenses of the Commission (other than payments for land) in connection with land acquisition.

D. C. Code 8-102
note.

Salaries and expenses, Washington regional mass transportation survey: For necessary expenses to enable the National Capital Planning Commission and the National Capital Regional Planning Council to jointly complete a survey of the present and future mass transportation needs of the National Capital region as defined in the National Capital Planning Act of 1952 (66 Stat. 781), and to report their findings and recommendations to the President, including transportation expenses and not to exceed \$15 per diem in lieu of subsistence, as authorized by section 5 of the Act of August 2, 1946, as amended (5 U. S. C. 73b-2), for members of the Commission and Council serving without compensation, \$200,000: *Provided*, That the unobligated balance of the appropriation of \$200,000 granted under this head for the fiscal years 1955 and 1956 shall remain available during the current fiscal year and shall be merged with this appropriation (66 Stat. 781): *Provided further*, That the employment of not more than one person by contract or otherwise, pursuant to the third sentence of section 2 (c) of the Act of June 6, 1924, as amended by the Act of July 19, 1952 (66 Stat. 783), may be extended for an additional year.

D. C. Code 1-1001
note.

60 Stat. 808.

D. C. Code 1-
1002.

SMITHSONIAN INSTITUTION

Salaries and expenses, Smithsonian Institution: For all necessary expenses for the preservation, exhibition, and increase of collections from the surveying and exploring expeditions of the Government and from other sources; for the system of international exchanges between the United States and foreign countries; for anthropological researches among the American Indians and the natives of lands under the jurisdiction or protection of the United States, independently or in cooperation with State, educational, and scientific organizations in the United States, and the excavation and preservation of archeological remains; for maintenance of the Astrophysical Observatory and making necessary observations in high altitudes; for the administration of the National Collection of Fine Arts; for the administration, construction, and maintenance of laboratory and other facilities on Barro Colorado Island, Canal Zone, under the provisions of the Act of July 2, 1940, as amended by the provisions of Reorganization Plan Numbered 3 of 1946; for the maintenance and administration of a national air museum as authorized by the Act of August 12, 1946 (20 U. S. C. 77); including not to exceed \$35,000 for services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); not to exceed \$38,725 for expenses of travel; purchase, repair, and cleaning of uniforms for guards and elevator conductors; repairs and alterations of buildings and approaches; and preparation of manuscripts, drawings, and illustrations for publications; \$4,425,000.

54 Stat. 724.
20 USC 79-79e.
60 Stat. 1101.
5 USC 133y-16
note.

60 Stat. 997.
60 Stat. 810.

Salaries and expenses, National Gallery of Art: For the upkeep and operation of the National Gallery of Art, the protection and care of the works of art therein, and administrative expenses incident thereto, as authorized by the Act of March 24, 1937 (50 Stat. 51), as amended by the public resolution of April 13, 1939 (Public Resolution 9, Seventy-sixth Congress), including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); payment in advance when authorized by the treasurer of the Gallery for membership in library, museum, and art associations or societies whose publications or services are available to members only, or to members at a price lower than to the general public; purchase, repair, and cleaning of uniforms for guards and elevator operators and uniforms, or allowances therefor for other employees as authorized by the Act of September 1, 1954, as amended (68 Stat. 1114 and 69 Stat. 49); purchase or rental of devices and services for protecting buildings and contents thereof, and maintenance and repair of buildings, approaches, and grounds; not to exceed \$2,400 for expenses of travel; and not to exceed \$15,000 for restoration and repair of works of art for the National Gallery of Art by contracts made, without advertising, with individuals, firms, or organizations at such rates or prices and under such terms and conditions as the Gallery may deem proper; \$1,505,000.

20 USC 71-74.

53 Stat. 577.
20 USC 74.
60 Stat. 810.

5 USC 2131 note.

Museum of History and Technology: For necessary expenses of construction of a building for the Museum of History and Technology, as authorized by the Act of June 28, 1955 (69 Stat. 189), \$33,712,000, to remain available until expended.

20 USC 59 note.

FRANKLIN DELANO ROOSEVELT MEMORIAL COMMISSION

For expenses necessary to carry out the provisions of the Act of August 11, 1955 (69 Stat. 694), \$10,000, to remain available until expended.

WOODROW WILSON CENTENNIAL CELEBRATION COMMISSION

For expenses necessary to carry out the provisions of the Act of August 30, 1954 (68 Stat. 964, 965), as amended, \$48,500.

TITLE III—VIRGIN ISLANDS CORPORATION

GRANTS

For payment to the Virgin Islands Corporation in the form of grants as authorized by law, \$425,000.

ADMINISTRATIVE EXPENSES

During the current fiscal year the Virgin Islands Corporation is hereby authorized to make such expenditures, within the limits of funds available to it and in accord with law, and to make such contracts and commitments without regard to fiscal-year limitations as provided by section 104 of the Government Corporation Control Act, as amended, as may be necessary in carrying out its programs as set forth in the budget for the fiscal year 1957: *Provided*, That not to exceed \$160,000 shall be available for administrative expenses (to be computed on an accrual basis) of the Corporation, covering the categories set forth in the 1957 budget estimates for such expenses.

61 Stat. 584.
31 USC 849.

TITLE IV—GENERAL PROVISIONS

SEC. 401. Unless otherwise provided by law, appropriations contained in this Act available for expenses of travel shall be available, when specifically authorized by the head of the activity or establishment concerned, for expenses of attendance at meetings of organizations concerned with the function or activity for which the appropriation concerned is made.

Travel expenses.

This Act may be cited as the "Department of the Interior and Related Agencies Appropriation Act, 1957."

Short title.

Approved June 13, 1956.

Public Law 574

CHAPTER 381

AN ACT

To amend the National Housing Act, as amended, to assist in the provision of housing for essential civilian employees of the Armed Forces.

June 13, 1956
(S. 3515)

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That title VIII of the National Housing Act, as amended, is amended by adding at the end thereof a new section as follows:

"Sec. 809. (a) Notwithstanding any other provisions of this title and in addition to mortgages insured under section 803, the Commissioner may insure any mortgage under this section which meets the eligibility requirements set forth in section 203 (b) of this Act: *Provided*, That a mortgage insured under this section shall have been executed by a mortgagor who at the time of insurance is the owner of the property and either occupies the property or certifies that his failure to do so is the result of a change in his employment by the Armed Forces or a contractor thereof and to whom the Secretary or his designee has issued a certificate indicating that such person requires housing and is at the date of the certificate a civilian employee at a

Armed Forces.
Housing for civilian employees.
69 Stat. 646.
12 USC 1748-1748g.
Mortgage insurance.
Requirements.
12 USC 1748b.
12 USC 1709.

research or development installation of one of the military departments of the United States or a contractor thereof and is considered by such military department to be an essential, nontemporary employee at such date. Such certificate shall be conclusive evidence to the Commissioner of the employment status of the mortgagor and of the mortgagor's need for housing.

Restriction.

"(b) No mortgage shall be insured under this section unless the Secretary or his designee shall have certified to the Commissioner that the housing is necessary to provide adequate housing for such civilians employed in connection with such a research or development installation and that there is no present intention to substantially curtail the number of such civilian personnel assigned or to be assigned to such installation. Such certification shall be conclusive evidence to the Commissioner of the need for such housing but if the Commissioner determines that insurance of mortgages on such housing is not an acceptable risk, he may require the Secretary to guarantee the Armed Services Housing Mortgage Insurance Fund from loss with respect to mortgages insured pursuant to this section. There are hereby authorized to be appropriated such sums as may be necessary to provide for payment to meet losses arising from such guaranty.

Appropriations.

"(c) The Commissioner may accept any mortgage for insurance under this section without regard to any requirement in any other section of this Act, that the project or property be economically sound or an acceptable risk.

12 USC 1710,
1709.

"Armed Services
Housing Mortgage
Fund",
12 USC 1710.

12 USC 1709.

12 USC 1748-
1748f.

"(d) Any mortgagee under a mortgage insured under this section is entitled to the benefits of insurance as provided in section 204 (a) with respect to mortgages insured under section 203.

"(e) The provisions of subsections (b), (c), (d), (e), (f), (g), (h), and (j) of section 204 shall apply to mortgages insured under this section except that as applicable to those mortgages: (1) all references to the 'Fund' or 'Mutual Mortgage Insurance Fund' shall refer to the 'Armed Services Housing Mortgage Insurance Fund' and (2) all references to section 203 shall refer to this section.

"(f) The provisions of sections 801, 802, 803 (c), 803 (i), 803 (j), 804 (a), 804 (b), and 807 and the provisions of section 803 (a) relating to the aggregate amount of all mortgages insured and the expiration date of the Commissioner's authority to insure under this title, shall be applicable to mortgages insured under this section."

Approved June 13, 1956.

Public Law 575

CHAPTER 382

June 13, 1956
[H. R. 6268]

AN ACT

To facilitate the construction of drainage works and other minor items on Federal reclamation and like projects.

Reclamation
drainage works.
Construction
funds.

43 USC 371 note.
54 Stat. 1119.
16 USC 590y-
590z-10.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That funds appropriated for the construction of irrigation works authorized to be undertaken pursuant to the Federal reclamation laws (Act of June 17, 1902, 32 Stat. 388, and Acts amendatory thereof or supplementary thereto), the Act of August 11, 1939 (53 Stat. 1418), as amended, or other Acts of Congress may, insofar as such funds are available for the construction of drainage facilities and other minor items, be utilized by the Secretary of the Interior to accomplish such work by contract, by force account or, notwithstanding any other law and subject only to such reasonable terms and conditions as the Secretary shall deem appropriate for the protection of the United States, by contract entered into with the repayment organization concerned whereby said

organization shall perform such work: *Provided*, That in the event construction work to be accomplished by any one repayment organization, pursuant to contract with the United States, exceeds a total cost of \$200,000, such contract shall not be executed by the Secretary prior to the expiration of sixty calendar days (which sixty days, however, shall not include days on which either the House of Representatives or the Senate is not in session because of an adjournment of more than three days to a day certain) from the date on which it has been submitted to the Speaker of the House and the President of the Senate for reference to the appropriate Committees, except that such contract may be executed prior to expiration of such sixty days in any case in which both such Committees approve said contract and notify the Secretary in writing of such approval.

Approved June 13, 1956.

Public Law 576

CHAPTER 383

AN ACT

To amend section 303 of the Career Compensation Act of 1949 to authorize the payment of mileage allowances for overland travel by private conveyance outside the continental limits of the United States.

June 13, 1956
[H. R. 5268]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 303 of the Career Compensation Act of 1949 is amended by deleting in clause (3) of the fifth sentence thereof the words "for travel within the continental limits of the United States".

63 Stat. 813.
37 USC 253.

Approved June 13, 1956.

Public Law 577

CHAPTER 384

AN ACT

To provide for the conveyance of certain lands by the United States to the city of Muskogee, Oklahoma.

June 13, 1956
[H. R. 7679]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of Veterans' Affairs is authorized and directed to convey by quitclaim deed to the city of Muskogee, Oklahoma, all the right, title, and interest of the United States in and to a tract of land containing approximately eight and sixteen one-hundredths acres located north of the existing Veterans' Administration hospital reservation situate in Muskogee County, State of Oklahoma, likewise being a portion of certain lands conveyed to the United States by the city of Muskogee by warranty deed dated March 17, 1945, recorded in the office of the clerk of Muskogee County on June 23, 1945, in book 839, pages 432 to 434, the exact courses and distances of the perimeter of which shall be determined and approved by the Administrator of Veterans' Affairs. The city of Muskogee shall pay the cost of surveys as may be required by the Administrator of Veterans' Affairs in determining the required legal description.

Muskogee, Oklahoma.
Conveyance.

SEC. 2. There shall be reserved to the United States all minerals, including oil and gas, in the lands authorized for conveyance by section 1, and the deed of conveyance shall contain such additional terms, conditions, reservations, and restrictions as may be determined by the Administrator of Veterans' Affairs to be necessary to protect the interests of the United States.

Reservation.

Restriction.

SEC. 3. The deed of conveyance shall provide that the tract of land authorized to be conveyed by section 1 of this Act shall be used by the city of Muskogee, Oklahoma, for such purposes as will not, in the judgment of the Administrator of Veterans' Affairs or his designate, interfere with the care and treatment of patients in the Veterans' Administration Hospital, Muskogee, Oklahoma, and that if such provision is violated, title to the tract shall revert to the United States.

Approved June 13, 1956.

Public Law 578

CHAPTER 385

June 13, 1956
[H. R. 9536]

AN ACT

Making appropriations for the Executive Office of the President and sundry general Government agencies for the fiscal year ending June 30, 1957, and for other purposes.

General Government
Matters Approp-
riation Act,
1957.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Executive Office of the President and sundry general Government agencies for the fiscal year ending June 30, 1957, namely:

TITLE I

EXECUTIVE OFFICE OF THE PRESIDENT

COMPENSATION OF THE PRESIDENT

63 Stat. 4.

For compensation of the President, including an expense allowance at the rate of \$50,000 per annum, as authorized by the Act of January 19, 1949 (3 U. S. C. 102), \$150,000.

THE WHITE HOUSE OFFICE

SALARIES AND EXPENSES

60 Stat. 810.

For expenses necessary for The White House Office, including not to exceed \$215,000 for services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at such per diem rates for individuals as the President may specify, and other personal services without regard to the provisions of law regulating the employment and compensation of persons in the Government service; expenses of attendance at meetings; newspapers, periodicals, teletype news service, and travel and official entertainment expenses of the President, to be accounted for solely on his certificate; \$1,875,000.

SPECIAL PROJECTS

For expenses necessary to provide staff assistance for the President in connection with special projects, to be expended in his discretion and without regard to such provisions of law regarding the expenditure of Government funds or the compensation and employment of persons in the Government service as he may specify, \$1,500,000: *Provided*, That not to exceed 10 per centum of this appropriation may be used to reimburse the appropriation for "Salaries and expenses", The White House Office, for administrative services.

EXECUTIVE MANSION AND GROUNDS

For the care, maintenance, repair and alteration, refurnishing, improvement, heating and lighting, including electric power and fixtures, of the Executive Mansion and the Executive Mansion grounds and traveling expenses, to be expended as the President may determine, notwithstanding the provisions of this or any other Act, \$383,775.

BUREAU OF THE BUDGET

SALARIES AND EXPENSES

For expenses necessary for the Bureau of the Budget, including newspapers and periodicals (not exceeding \$400); teletype news service (not exceeding \$900); not to exceed \$70,000 for expenses of travel; expenses of attendance at meetings concerned with the purposes of this appropriation; and not to exceed \$20,000 for services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates not to exceed \$50 per diem for individuals; \$3,550,000.

60 Stat. 810.

COUNCIL OF ECONOMIC ADVISERS

SALARIES AND EXPENSES

For necessary expenses of the Council in carrying out its functions under the Employment Act of 1946 (15 U. S. C. 1021), including newspapers and periodicals (not exceeding \$400); not exceeding \$15,000 for expenses of travel; expenses of attendance at meetings concerned with the purposes of this appropriation; and press clippings (not exceeding \$300); \$365,700.

60 Stat. 23.

NATIONAL SECURITY COUNCIL

SALARIES AND EXPENSES

For expenses necessary for the National Security Council, including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates not in excess of \$50 per diem for individuals; acceptance and utilization of voluntary and uncompensated services; and expenses of attendance at meetings concerned with work related to the activity of the Council; \$248,000.

60 Stat. 810.

OFFICE OF DEFENSE MOBILIZATION

SALARIES AND EXPENSES

For expenses necessary for the Office of Defense Mobilization, including newspapers and periodicals (not exceeding \$500); hire of passenger motor vehicles; reimbursement of the General Services Administration for security guard service; and expenses of attendance at meetings concerned with the purposes of this appropriation; \$2,200,000, of which \$140,000 shall be available for the Interdepartmental Radio Advisory Committee: *Provided*, That contracts for not to exceed eight persons under this appropriation for temporary or intermittent services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), may be renewed annually.

60 Stat. 810.

PRESIDENT'S ADVISORY COMMITTEE ON GOVERNMENT ORGANIZATION

For necessary expenses of the President's Advisory Committee on Government Organization, established by Executive Order 10432 of

60 Stat. 810.

January 24, 1953, including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates not to exceed \$50 per diem for individuals; expenses of attendance at meetings concerned with the purposes of the Committee; and actual transportation expenses and an allowance of not to exceed \$15 per diem in lieu of subsistence while away from their homes or regular places of business, for members of the Committee and other persons serving without compensation; \$57,500.

FUNDS APPROPRIATED TO THE PRESIDENT

EMERGENCY FUND FOR THE PRESIDENT, NATIONAL DEFENSE

Restriction.

For expenses necessary to enable the President, through such officers or agencies of the Government as he may designate, and without regard to such provisions of law regarding the expenditure of Government funds or the compensation and employment of persons in the Government service as he may specify, to provide in his discretion for emergencies affecting the national interest, security, or defense which may arise at home or abroad during the current fiscal year, \$1,000,000: *Provided*, That no part of this appropriation shall be available for allocation to finance a function or project for which function or project a budget estimate of appropriation was transmitted pursuant to law during the Eighty-fourth Congress, second session, and Eighty-fifth Congress, first session, and such appropriation denied after consideration thereof by the Senate or House of Representatives or by the Committee on Appropriations of either body.

EXPENSES OF MANAGEMENT IMPROVEMENT

60 Stat. 810.

64 Stat. 765.
31 USC 665.

For expenses necessary to assist the President in improving the management of executive agencies and in obtaining greater economy and efficiency through the establishment of more efficient business methods in Government operations, including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates for individuals not to exceed \$75 per diem, by allocation to any agency or office in the executive branch for the conduct, under the general direction of the Bureau of the Budget, of examinations and appraisals of, and the development and installation of improvements in, the organization and operations of such agency or of other agencies in the executive branch, \$400,000, to remain available until expended, and which shall be available without regard to the provisions of subsection (c) of section 3679 of the Revised Statutes, as amended.

AMERICAN BATTLE MONUMENTS COMMISSION

SALARIES AND EXPENSES

60 Stat. 317.

Station allowance.

For necessary expenses, as authorized by the Act of June 26, 1946 (36 U. S. C. 121, 123-132, 138), including the acquisition of land or interest in land in foreign countries; purchase and repair of uniforms for caretakers of national cemeteries and monuments outside of the United States and its Territories and possessions at a cost not exceeding \$1,500; not to exceed \$69,000 for expenses of travel; rent of office and garage space in foreign countries; purchase (one, at not to exceed \$2,600, for replacement only) and hire of passenger motor vehicles; and insurance of official motor vehicles in foreign countries when required by law of such countries; \$1,140,000, of which \$10,000 shall be immediately available for printing relating to the dedication of World War II memorials: *Provided*, That where station allowance

has been authorized by the Department of the Army for officers of the Army serving the Army at certain foreign stations, the same allowance shall be authorized for officers of the Armed Forces assigned to the Commission while serving at the same foreign stations, and this appropriation is hereby made available for the payment of such allowance: *Provided further*, That when traveling on business of the Commission, officers of the Armed Forces serving as members or as secretary of the Commission may be reimbursed for expenses as provided for civilian members of the Commission: *Provided further*, That the Commission shall reimburse other Government agencies, including the Armed Forces, for salary, pay, and allowances of personnel assigned to it.

Reimbursements.

CONSTRUCTION OF MEMORIALS AND CEMETERIES

For expenses necessary for the permanent design and construction of memorials and cemeteries in foreign countries as authorized by the Act of June 26, 1946 (36 U. S. C. 121, 123–132, 138b), and the Act of August 5, 1947 (50 U. S. C. App. 1819), including not to exceed \$22,500 for expenses of travel, \$1,050,000, to remain available until expended: *Provided*, That the Commission shall reimburse other Government agencies, including the Armed Forces, for salary, pay, and allowances of personnel assigned to it.

60 Stat. 317.
61 Stat. 779.

FOREIGN CLAIMS SETTLEMENT COMMISSION

SALARIES AND EXPENSES

For expenses necessary to carry on the activities of the Foreign Claims Settlement Commission, including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates not to exceed \$50 per diem for individuals; expenses of attendance at meetings concerned with the purposes of this appropriation; not to exceed \$10,000 for expenses of travel; and advances or reimbursements to other Government agencies for use of their facilities and services in carrying out the functions of the Commission, and employment of aliens; \$800,000, of which \$100,000 shall be derived only from the war claims fund created by section 13 (a) of the War Claims Act of 1948 (Public Law 896, approved July 3, 1948) and not to be available for obligation after June 30, 1957.

60 Stat. 810.

62 Stat. 1247.
50 U. S. C. app.
2012.

SUBVERSIVE ACTIVITIES CONTROL BOARD

SALARIES AND EXPENSES

For necessary expenses of the Subversive Activities Control Board, including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), not to exceed \$20,000 for expenses of travel, and not to exceed \$500 for the purchase of newspapers and periodicals, \$350,000.

60 Stat. 810.

TITLE II—GENERAL PROVISIONS

DEPARTMENTS, AGENCIES, AND CORPORATIONS

SEC. 201. Unless otherwise specifically provided, the maximum amount allowable during the current fiscal year, in accordance with section 16 of the Act of August 2, 1946 (5 U. S. C. 78), for the purchase of any passenger motor vehicle (exclusive of buses and ambulances), is hereby fixed at \$1,350 except station wagons for which the maximum shall be \$1,800.

Passenger motor
vehicles.

60 Stat. 810.

Citizenship re-
quirements.

SEC. 202. Unless otherwise specified and during the current fiscal year, no part of any appropriation contained in this or any other Act shall be used to pay the compensation of any officer or employee of the Government of the United States (including any agency the majority of the stock of which is owned by the Government of the United States) whose post of duty is in continental United States unless such person (1) is a citizen of the United States, (2) is a person in the service of the United States on the date of enactment of this Act who, being eligible for citizenship, had filed a declaration of intention to become a citizen of the United States prior to such date, (3) is a person who owes allegiance to the United States, or (4) is an alien from the Baltic countries lawfully admitted to the United States for permanent residence: *Provided*, That for the purpose of this section, an affidavit signed by any such person shall be considered prima facie evidence that the requirements of this section with respect to his status have been complied with: *Provided further*, That any person making a false affidavit shall be guilty of a felony and, upon conviction, shall be fined not more than \$4,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penal clause shall be in addition to, and not in substitution for, any other provisions of existing law: *Provided further*, That any payment made to any officer or employee contrary to the provisions of this section shall be recoverable in action by the Federal Government. This section shall not apply to citizens of the Republic of the Philippines or to nationals of those countries allied with the United States in the current defense effort, or to temporary employment of translators, or to temporary employment in the field service (not to exceed sixty days) as a result of emergencies.

Affidavit.

Penalty.

Nonapplicability.

Living quarters
allowances.

SEC. 203. Appropriations of the executive departments and independent establishments for the current fiscal year, available for expenses of travel or for the expenses of the activity concerned, are hereby made available for living quarters allowances in accordance with the Act of June 26, 1930 (5 U. S. C. 118a), and regulations prescribed thereunder, and cost-of-living allowances similar to those allowed under section 901 (2) of the Foreign Service Act of 1946, in accordance with and to the extent prescribed by regulations of the President, for all civilian officers and employees of the Government permanently stationed in foreign countries: *Provided*, That the availability of appropriations made to the Department of State for carrying out the provisions of the Foreign Service Act of 1946 shall not be affected hereby.

46 Stat. 818.

60 Stat. 1026.
22 USC 1131.

22 USC 801.

Senate disap-
proval of person-
nel.

SEC. 204. No part of any appropriation for the current fiscal year contained in this or any other Act shall be paid to any person for the filling of any position for which he or she has been nominated after the Senate has voted not to approve the nomination of said person.

USCA and Life-
time Federal Di-
gest.

SEC. 205. No part of any appropriation contained in this or any other Act for the current fiscal year shall be used to pay in excess of \$4 per volume for the current and future volumes of the United States Code Annotated, and such volumes shall be purchased on condition and with the understanding that latest published cumulative annual pocket parts issued prior to the date of purchase shall be furnished free of charge, or in excess of \$4.25 per volume for the current or future volumes of the Lifetime Federal Digest.

Administrative
expenses.

SEC. 206. Funds made available by this or any other Act for administrative expenses in the current fiscal year of the corporations and agencies subject to the Government Corporation Control Act, as amended (31 U. S. C. 841), shall be available, in addition to objects for which such funds are otherwise available, for rent in the District of Columbia; services in accordance with section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); and the objects specified under this head,

59 Stat. 597.

60 Stat. 810.

all the provisions of which shall be applicable to the expenditure of such funds unless otherwise specified in the Act by which they are made available: *Provided*, That in the event any functions budgeted as administrative expenses are subsequently transferred to or paid from other funds, the limitations on administrative expenses shall be correspondingly reduced.

SEC. 207. No part of any funds of or available to any wholly owned Government corporation shall be used for the purchase or construction, or in making loans for the purchase or construction of any office building, without specific authority in law therefor, primarily for occupancy by any department or agency of the United States Government or by any corporation owned by the United States Government.

SEC. 208. During the current fiscal year, the provisions of Bureau of the Budget Circular A-45, dated June 3, 1952, shall be controlling over the activities of all departments, agencies, and corporations of the Government: *Provided*, That said circular may be amended or changed during such year by the Director of the Budget with the approval of the Chairman of the Committee on Appropriations of the House of Representatives: *Provided further*, That the Bureau of the Budget shall make a report to Congress not later than January 31, 1957, of the operations of this order upon all departments, agencies, and corporations of the Government: *Provided further*, That, notwithstanding the provisions of any other law, no officer or employee shall be required to occupy any Government-owned quarters unless the head of the agency concerned shall determine that necessary service cannot be rendered or property of the United States cannot be adequately protected otherwise.

SEC. 209. Pursuant to section 1415 of the Act of July 15, 1952 (66 Stat. 662), foreign credits (including currencies) owed to or owned by the United States may be used by Federal agencies for any purpose for which appropriations are made for the current fiscal year (including the carrying out of Acts requiring or authorizing the use of such credits) and for liquidation of obligations legally incurred against such credits prior to July 1, 1953, only when reimbursement therefor is made to the Treasury from applicable appropriations of the agency concerned: *Provided*, That such credits received as exchange allowances or proceeds of sales of personal property may be used in whole or part payment for acquisition of similar items, to the extent and in the manner authorized by law, without reimbursement to the Treasury: *Provided further*, That nothing in section 1415 of the Act of July 15, 1952, or in this section shall be construed to prevent the making of new or the carrying out of existing contracts, agreements, or executive agreements for periods in excess of one year, in any case where such contracts, agreements, or executive agreements for periods in excess of one year were permitted prior to the enactment of this Act under section 32 (b) (2) of the Surplus Property Act of 1944, as amended (50 U. S. C. App. 1641 (b) (2)), and the performance of all such contracts, agreements, or executive agreements shall be subject to the availability of appropriations for the purchase of credits as provided by law.

SEC. 210. This Act may be cited as the "General Government Matters Appropriation Act, 1957".

Approved June 13, 1956.

Office building.

Budget Circular
A-45.

Report to Con-
gress.

Foreign credits.
31 USC 724.

60 Stat. 754.

Short title.

Public Law 579

CHAPTER 386

June 13, 1956
[H. R. 10251]

AN ACT

To authorize the Administrator of Veterans' Affairs to deed certain land to the city of Grand Junction, Colorado.

Grand Junction,
Colo.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, subject to section 2 of this Act, the Administrator of Veterans' Affairs is authorized and directed to quitclaim to the city of Grand Junction, Colorado, all of the right, title, and interest of the United States in and to a tract of land containing sixteen and seventy-two one-hundredths acres, more or less, situated in the Veterans' Administration hospital reservation in that city, the exact legal description of which shall be determined by the Administrator of Veterans' Affairs, and in the event a survey is required in order to make such determination, the city of Grand Junction shall bear the expense thereof.

Terms, condi-
tions, etc.

SEC. 2. (a) The conveyance authorized by this Act (1) shall provide that the tract of land so conveyed shall be used for park and recreational purposes, and if it shall ever cease to be used for such park and recreational purposes, the title to such property shall revert to the United States, provided that the hospital being presently administered and operated on the tract of land of which the said sixteen and seventy-two one-hundredths acres is a part is still used as a veterans' hospital, and in the event of a use other than that for park and recreational purposes, the United States shall have the immediate right of reentry thereon and (2) may contain such additional terms, conditions, reservations, and restrictions as may be determined by the Administrator of Veterans' Affairs to be necessary to protect the interest of the United States.

Effectivity.

(b) Notwithstanding the provisions of subsection (a) of this section, all right, title, and interest of the United States in and to the tract of land authorized to be conveyed under authority of this Act, shall become vested in the city of Grand Junction, Colorado, effective (1) upon the expiration of the fifty-year period commencing on the date of enactment of this Act, or (2) upon the date the hospital referred to in subsection (a) of this section ceases to be operated as a veterans' hospital, whichever is the earlier.

Approved June 13, 1956.

Public Law 580

CHAPTER 388

June 15, 1956
[H. R. 2216]

AN ACT

To amend the Act of June 19, 1948 (ch. 511, 62 Stat. 489), relating to the retention in the service of disabled commissioned officers and warrant officers of the Army and Air Force.

Army and Air
Force.
Disabled offi-
cers.
10 USC 499.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of June 19, 1948 (ch. 511, 62 Stat. 489), is hereby amended to read as follows:

"That notwithstanding any other law, the President may retain on active duty disabled commissioned officers and warrant officers of the Army and Air Force until their physical reconstruction has reached a point where they will not be further benefited by retention in a military or Veterans' Administration hospital, or until processed for physical disability benefits otherwise provided by law."

Approved June 15, 1956.

Public Law 581

CHAPTER 389

AN ACT

To provide running mates for certain staff corps officers in the naval service, and for other purposes.

June 15, 1956
[H. R. 4229]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That paragraph (3) of section 311 (d) of the Officer Personnel Act of 1947, as amended, is further amended by—

Navy.
Running mates
for staff officers.
61 Stat. 856.
34 USC 306f.

(a) inserting in the first sentence after the comma which follows the parenthetical phrase "(Public Law 347, Seventy-ninth Congress)" the words "or the Act of August 13, 1946 (ch. 962, 60 Stat. 1057), and except those appointed from graduates of the United States Naval Academy,"; and

(b) Substituting a colon for the period at the end of the paragraph and adding the following: "*Provided further*, That each officer appointed in the grade of ensign in the Navy under the Act of August 13, 1946 (ch. 962, 60 Stat. 1057), or upon graduation from the United States Naval Academy who is serving as an officer in a staff corps at the time of his promotion to lieutenant (junior grade) shall, upon promotion, be assigned as his running mate the line lieutenant (junior grade) with date of rank in the same calendar year who would be next senior to him had the officer of the staff corps been originally appointed to the grade of ensign in the line and continued to serve as a line officer to the date of his promotion to lieutenant (junior grade) or if there be no such officer the line officer who would have been next junior."

34 USC 1020.

SEC. 2. Each officer of a staff corps, who is a graduate of the United States Naval Academy or who was appointed as an ensign under the Act of August 13, 1946 (ch. 962, 60 Stat. 1057), and who prior to the effective date of this Act, was assigned a running mate in the grade of lieutenant (junior grade) under paragraph (3) of section 311 (d) of the Officer Personnel Act of 1947, as amended, shall have assigned as his running mate, in the grade in which he is serving on the effective date of this Act, the line officer who would have been his running mate in that grade had paragraph (3) of section 311 (d) been amended as provided in section 1 of this Act prior to the date upon which he was assigned a running mate in the grade of lieutenant (junior grade).

34 USC 1020.

SEC. 3. No back pay or allowances shall accrue to any officer of the naval service as the result of the enactment of this Act.

Restriction.

Approved June 15, 1956.

Public Law 582

CHAPTER 390

AN ACT

Relating to withholding for State employee retirement system purposes, on the compensation of certain civilian employees of the National Guard and the Air National Guard.

June 15, 1956
[H. R. 4437]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That where—

(1) the law of any State or Territory provides for the payment of employee contributions to State or Territorial employee retirement systems by withholding sums from the compensation of State or Territorial employees and making returns of such sums to the authorities of such State or Territory; and

National Guard
employees.
Retirement con-
tributions.

(2) civilian employees of the National Guard and the Air National Guard other than those employed by the National Guard Bureau are eligible for membership in a State or Territorial employee retirement system, then the Secretary of Defense, pursuant to such regulation as may be promulgated by the President, is authorized and directed to enter into an agreement with such State or Territory within one hundred and twenty days of the request for agreement from the proper official of such State or Territory. Such agreement shall provide that the Department of Defense shall comply with the requirements of such law in the case of employees subject to this Act who are eligible for membership in a retirement system for State or Territorial employees, and the disbursing officers paying such employees shall withhold and pay over to such retirement system the employee contributions for such employees.

Approved June 15, 1956.

Public Law 583

CHAPTER 391

June 15, 1956
[H. R. 4569]

AN ACT

To provide for renewal of and adjustment of compensation under contracts for carrying mail on water routes.

Postal Service.

68 Stat. 998.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the last two paragraphs of section 3951 of the Revised Statutes, as amended (39 U. S. C. 434), are amended by striking out the word "inland" wherever it appears in such paragraphs.

Approved June 15, 1956.

Public Law 584

CHAPTER 392

June 15, 1956
[H. R. 4704]

AN ACT

To provide for the examination preliminary to promotion of officers of the naval service.

Navy.
Examination for
promotions.
34 USC 274.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1496 of the Revised Statutes is amended to read as follows:

"No officer in the grade of ensign in the Regular Navy shall be promoted permanently to the next higher grade on the active list of the Navy until he shall demonstrate to the satisfaction of a board of examining officers such mental, moral, and professional qualifications as the Secretary of the Navy may prescribe. No officer in a grade above that of ensign and below that of captain shall be promoted to the next higher grade on the active list until he shall demonstrate to the satisfaction of a board of examining officers such professional qualifications as the Secretary of the Navy may prescribe. The Secretary of the Navy shall issue regulations governing the procedures to be followed by such examining boards as he may convene from time to time, including regulations to insure a full and fair hearing to officers whose cases come before the boards and who demand a hearing. The Secretary of the Navy may, in his discretion, suspend in whole or in part the operation of the provisions of this section in connection with the promotion of officers under the Act of July 24, 1941 (55 Stat. 603), as amended."

34 USC 350.

SEC. 2. The following laws are repealed:

(a) Sections 1495, 1499, 1500, 1501, 1502, 1503, and 1504 of the Revised Statutes; 34 USC 273, 276-282.

(b) Act of June 18, 1878 (ch. 267, 20 Stat. 165); 34 USC 276.

(c) Section 20 of the Act of May 22, 1917 (40 Stat. 89), as amended; 34 USC 280, 284, 322.

(d) Section 316 (k) of the Officer Personnel Act of 1947 (61 Stat. 868), as amended. 34 USC 306l.

Approved June 15, 1956.

Public Law 585

CHAPTER 393

AN ACT

June 15, 1956
[H. R. 8477]

To amend title II of the Women's Armed Services Integration Act of 1948, by providing flexibility in the distribution of women officers in the grades of commander and lieutenant commander, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That title II of the Women's Armed Services Integration Act of 1948 (62 Stat. 363) is amended by—

Women's Armed
Services Integra-
tion Act of 1948,
amendment.

(1) amending section 203 to read as follows:

34 USC 105b.

"SEC. 203. Women commissioned in the Regular Navy under the provisions of this title shall not have permanent commissioned grade on the active list of the Regular Navy above that of commander. The number of women officers on the active list of the line of the Regular Navy in the permanent grades of commander and lieutenant commander shall not exceed 10 per centum and 20 per centum, respectively, of the number of women officers on the active list of the line of the Regular Navy in the grades of ensign and above at any one time. Computations to determine such numbers shall be made at such times that the needs of the service require but not less than once annually. Whenever a final fraction occurs in any computation made pursuant to this section, the nearest whole number shall be taken and if such fraction be one-half the next higher whole number shall be taken. Upon determining such numbers the Secretary of the Navy may further determine the number, which may be a lesser number, of women officers on the active list of the line of the Regular Navy which may serve in each of these grades, and if the number so determined in the grade of commander is less than the computed number the number determined in the grade of lieutenant commander may exceed the computed number by the amount of such difference. The numbers so determined shall be held and considered as the authorized numbers until subsequent computations and determinations are made. No woman officer of the Regular Navy shall be reduced in grade or pay, or be separated from the active list, as the result of any such computation or determination.";

Commanders and
lieutenant com-
manders.

Determination of
numbers.

(2) amending section 206 (b) by—

34 USC 307.

(A) inserting before the word "promotion" the word "permanent"; and

(B) adding at the end of the section the following sentences: "A woman officer of the grade of ensign in the Regular Navy or the Naval Reserve on active duty may be temporarily appointed to the grade of lieutenant (junior grade) under regulations prescribed by the President and when so appointed shall be entitled to the pay and allowances of such grade from the date of eligibility for the temporary appointment. The permanent appointment of a woman officer so temporarily appointed shall not be vacated by reason of such temporary appointment.";

Promotion to
lieutenant jg.

Line officers.
Consideration for
promotion.

(3) amending section 206 (d) by deleting the first sentence thereof and substituting therefor the following: "Women lieutenant commanders and lieutenants of the line of the Regular Navy shall become eligible for consideration by a selection board for promotion to the next higher grade in the fiscal year on June 30 of which they will have completed four years of service in their grades and women lieutenants (junior grade) of the line of the Regular Navy shall become so eligible after they will have completed such periods of service in grade as the Secretary of the Navy may prescribe. Women lieutenant commanders, lieutenants, and lieutenants (junior grade) shall retain their eligibility for consideration for selection for promotion until recommended for promotion in the approved report of a board on selection or until separated from the active list.";

34 USC 307.
Retention.

(4) amending section 206 (i) by adding the following sentence at the end of the section: "In addition, for a period of four years after the effective date of this amendatory Act, when determined by the Secretary of the Navy to be required for the needs of the service, there shall be furnished the appropriate selection board the number of those officers in the grade of lieutenant who will complete thirteen years of active commissioned service in the Regular Navy and Naval Reserve in the current fiscal year and who, if not selected for promotion to the next higher grade, may be recommended to be retained on the active list until June 30 of the fiscal year in which they complete fifteen years of active commissioned service in the Regular Navy and Naval Reserve.";

34 USC 307.

(5) amending section 206 (k) by changing the period at the end of the section to a semicolon and adding the following: "if such computation produces an indeterminate or inequitable number, the Secretary of the Navy shall prescribe a number which is equitable. In addition, for a period of four years after the effective date of this amendatory Act, when determined by the Secretary of the Navy to be required for the needs of the service, there shall be furnished the appropriate selection board considering women staff officers the number of those officers of the grade of lieutenant who will complete thirteen years of active commissioned service in the Regular Navy and Naval Reserve in the current fiscal year and who, if not selected for promotion to the next higher grade, may be recommended to be retained on the active list until June 30 of the fiscal year in which they complete fifteen years of active commissioned service in the Regular Navy and Naval Reserve.";

34 USC 410r.

(6) amending section 207 (j) by—

(A) inserting after the words "to the next higher grade" the words "and who have not been recommended for retention on the active list by a selection board pursuant to section 206 (i) or section 206 (k)."; and

Discharge.

(B) adding at the end of the section the following sentence: "Women officers of the grade of lieutenant of the Regular Navy who have been recommended for retention on the active list by a selection board pursuant to section 206 (i) or section 206 (k) shall be honorably discharged on June 30 of the fiscal year in which they complete fifteen years of active commissioned service in the Regular Navy and Naval Reserve, with a lump sum payment computed as prescribed above."; and

34 USC 625h.

(7) amending section 213 by—

(A) adding within the parentheses contained in subsection (a) after the words "Marine Corps" the words "or as otherwise provided in this section";

(B) redesignating subsection (d) as subsection (e);

(C) adding a new subsection (d) as follows:

“(d) Women commissioned in the Regular Marine Corps under the provisions of this title shall not have permanent commissioned grade on the active list of the Regular Marine Corps above that of lieutenant colonel. The number of women officers on the active list of the Regular Marine Corps in the permanent grades of lieutenant colonel and major shall not exceed 10 per centum and 20 per centum, respectively, of the number of women officers on the active list of the Regular Marine Corps in the grades of second lieutenant and above at any one time. Computations to determine such numbers shall be made at such times that the needs of the service require but not less than once annually. Whenever a final fraction occurs in any computation made pursuant to this section, the nearest whole number shall be taken and if such fraction be one-half the next higher whole number shall be taken. Upon determining such numbers, the Secretary of the Navy may further determine the number, which may be a lesser number, of women officers on the active list of the Regular Marine Corps which may serve in each of those grades and the number so further determined shall be held and considered as the authorized numbers until subsequent computations and determinations are made. No woman officer of the Regular Marine Corps shall be reduced in grade or pay, or be separated from the active list, as the result of any such computation or determination.”

Marine Corps,
Lieutenant colonels and majors.

Determination of
numbers.

Restriction.

(D) adding the following new subsections:

“(f) The number to be furnished the appropriate selection board in respect to the promotion of women officers of the Regular Marine Corps to the grades of lieutenant colonel and major shall be determined by the Secretary of the Navy as of the date of the convening of the board and shall be equal to the number of vacancies existing for such officers in the grade concerned plus the estimated number of such vacancies which will occur during the ensuing twelve-month period and minus the number of such officers then on the promotion list.”

Promotions.

“(g) Women officers of the grades of captain and first lieutenant in the Regular Marine Corps whose names on June 30 of the fiscal year in which they complete thirteen and seven years' active commissioned service, respectively, in the Regular Marine Corps and Marine Corps Reserve are not then on a promotion list for promotion to the next higher grade shall be honorably discharged from the Marine Corps on that date with a lump-sum payment computed on the basis of two months active-duty pay at the time of their discharge for each year of commissioned service, but not to exceed a total of two years' pay. For the purposes of this subsection a fractional year of six months or more shall be considered a full year in computing the number of years' commissioned service upon which to base such lump-sum payment.”

Captains and
first lieutenants.
Discharges.

Approved June 15, 1956.

Public Law 586

CHAPTER 394

AN ACT

Authorizing the Administrator of General Services to convey certain property of the United States to the city of Bonham, Texas.

June 15, 1956
[H. R. 8490]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, subject to section 2 of this Act, the Administrator of General Services is authorized and directed to quitclaim to the city of Bonham, Texas, all of the right, title, and interest of the United States in and to a tract of land containing twenty-one and nine-tenths acres, more or less, situated in the

Bonham, Texas.
Conveyance.

Terms, conditions, etc.

Veterans' Administration Center reservation in that city, the exact legal description of which shall be determined by the Administrator of General Services, together with such improvements as are not specifically reserved to the Government in the deed of conveyance.

SEC. 2. The conveyance authorized by this Act (1) shall provide that the tract of land so conveyed shall be used for recreational purposes, and if it shall ever cease to be used for such recreational purposes the title to such property shall revert to the United States, which shall have the immediate right of reentry thereon, (2) shall reserve to the United States all mineral rights, including gas and oil, in the land so conveyed, and (3) may contain such additional terms, conditions, reservations, and restrictions as may be determined by the Administrator of General Services to be necessary to protect the interests of the United States.

Approved June 15, 1956.

Public Law 587

CHAPTER 395

June 15, 1956
[H. R. 8674]

AN ACT

To provide for the return of certain property to the city of Biloxi, Mississippi.

Biloxi, Miss.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, subject to section 2 of this Act, the Administrator of Veterans' Affairs shall convey to the city of Biloxi, Mississippi, all right, title, and interest of the United States in and to a tract of land containing one hundred and forty-four acres, more or less, one hundred and thirty-nine acres of which constitute a portion of land heretofore given to the United States by the city of Biloxi, and is located in the Veterans' Administration reservation in that city. The exact legal description of the land to be conveyed shall be determined by the Administrator, and in the event a survey is required in order to make such determination, the city of Biloxi shall bear the expense thereof.

SEC. 2. The deed of conveyance authorized under the provisions of this Act may contain such terms, conditions, reservations, and restrictions as may be determined by the Administrator of Veterans' Affairs to be necessary to protect the interests of the United States.

Approved June 15, 1956.

Public Law 588

CHAPTER 396

June 15, 1956
[H. R. 9358]

AN ACT

To require the Administrator of Veterans' Affairs to issue a deed to the city of Cheyenne, Wyoming, for certain land heretofore conveyed to such city, removing the conditions and reservations made a part of such prior conveyance.

Cheyenne, Wyo.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act to authorize the Administrator of Veterans' Affairs to convey to the city of Cheyenne, Wyoming, for public-park and golf-course purposes, certain land situated within the boundaries of the Veterans' Administration center at Cheyenne, Wyoming", approved June 29, 1948 (62 Stat. 1104; Public Law 831, Eightieth Congress), is amended by inserting at the end thereof the following new section:

"SEC. 2. If the city of Cheyenne, Wyoming, conveys to the Administrator of Veterans' Affairs by quitclaim deed the parcel of land con-

veyed to it under the first section of this Act, the Administrator of Veterans' Affairs shall issue to the city of Cheyenne, Wyoming, a new quitclaim deed with respect to such parcel of land, conveying all right, title, and interest of the United States to such parcel. The conveyance shall be subject to such terms, conditions, reservations, and restrictions as the Administrator of Veterans' Affairs determines to be necessary to protect the interest of the Veterans' Administration center, Cheyenne, Wyoming."

Approved June 15, 1956.

Public Law 589

CHAPTER 397

AN ACT

June 18, 1956
[S. 1053]

To authorize the Secretary of the Interior to dispose of certain lands in the State of Montana to the Phillips County Post of the American Legion

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding any other provision of law, the Secretary of the Interior may dispose of the southwest quarter southeast quarter and the east half southeast quarter southwest quarter of section 35, township 32 north, range 32 east, Montana principal meridian, comprising sixty acres, to Phillips County Post, Numbered 57, of the American Legion, Department of Montana, under the provisions of the Recreation Act of June 14, 1926, as amended by the Act of June 4, 1954 (68 Stat. 173).

Approved June 18, 1956.

43 USC 869-869-3.

Public Law 590

CHAPTER 398

AN ACT

June 18, 1956
[S. 2498]

To provide that the Secretary of the Interior shall investigate and report to the Congress as to the advisability of establishing Fort Clatsop, Oregon, as a national monument.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized and directed to make a full and complete investigation of the advisability of establishing Fort Clatsop, located in Clatsop County, Oregon, as a national monument.

Ft. Clatsop,
Oreg.

SEC. 2. As soon as practicable after the date of the enactment of this Act, the Secretary of the Interior shall report to the Congress the results of such investigation and study made by him under the first section of this Act, together with such recommendations as he deems appropriate. Such report shall contain specific findings with respect to (1) the national historical importance of the proposed memorial, (2) the size, present status and condition of Fort Clatsop, and (3) the estimated total cost of establishing such memorial.

Report to Congress.

Approved June 18, 1956.

Public Law 591

CHAPTER 399

AN ACT

June 18, 1956
[S. 3332]

To amend the Employment Act of 1946, as amended.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 3 (a) of the Employment Act of 1946, as amended (relating to the time

60 Stat. 24, 838.
15 USC 1022.

for filing the economic report of the President), is amended by striking out "at the beginning of each regular session (commencing with the year 1947)" and inserting in lieu thereof "not later than January 20 of each year".

60 Stat. 25.
15 USC 1024.

SEC. 2. Section 5 (a) of such Act and the heading thereof are each amended by striking out "Joint Committee on the Economic Report" and inserting in lieu thereof "Joint Economic Committee"; and any other statute in which the name "Joint Committee on the Economic Report" appears is amended to conform to the foregoing change in the name of the Joint Committee.

Approved June 18, 1956.

Public Law 592

CHAPTER 400

June 18, 1956
[S. 3920]

AN ACT

To authorize the partition or sale of inherited interests in allotted lands in the Tulalip Reservation, Washington, and for other purposes.

Tulalip Reserva-
tion, Wash.
Sale of lands.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any owner of an interest in any tract of land in the Tulalip Reservation, Washington, in which any undivided interest is now or hereafter held in trust by the United States for an Indian, or is now or hereafter owned by an Indian subject to restrictions against alienation or taxation imposed by the United States, may commence in a State court of competent jurisdiction an action for the partition in kind or for the sale of such land in accordance with the laws of the State. For the purpose of any such action the Indian owners shall be regarded as vested with an unrestricted fee simple title to the land, the United States shall not be a necessary party to the proceeding, and any partition or conveyance of the land pursuant to the proceedings shall divest the United States of title to the land, terminate the Federal trust, and terminate all restrictions against alienation or taxation of the land imposed by the United States.

SEC. 2. Notwithstanding the provisions of the constitution and charter of the Tulalip Tribes of the Tulalip Reservation, any lands that are held by the United States in trust for the Tulalip Tribes, or that are subject to a restriction against alienation or taxation imposed by the United States, or that are hereafter acquired by the Tulalip Tribes, may be sold by the Tulalip Board of Directors, with the consent of the Secretary of the Interior, on such terms and conditions as the Tulalip Board of Directors may prescribe, and such sale shall terminate the Federal trust or restrictions against alienation or taxation of the land: *Provided*, That the proceeds from the sale of any tribal lands acquired otherwise than by purchase shall be deposited in the Treasury of the United States to the credit of the Tulalip Tribes and shall not be expended until otherwise specifically provided by Congress.

Approved June 18, 1956.

Public Law 593

CHAPTER 401

June 18, 1956
[H. R. 8225]

AN ACT

To authorize the addition of certain lands to the Pipestone National Monument in the State of Minnesota.

Pipestone Na-
tional Monument,
Minn.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary

of the Interior is hereby authorized to add to the Pipestone National Monument such part of the Pipestone school reserve, not exceeding two hundred and fifty acres, as he deems necessary to protect archeological remains, to acquire by purchase or condemnation not exceeding ten acres of non-Federal land, as he deems necessary to improve the boundary and administration of the Pipestone National Monument Federal land, and to redefine the exterior boundaries of the Pipestone National Monument to include the lands so transferred and acquired pursuant to this Act. All lands added to the Pipestone National Monument pursuant to this Act shall be subject to the provisions of sections 2 and 3 of the Act of August 25, 1937 (50 Stat. 804).

16 USC 445c.

Approved June 18, 1956.

Public Law 594

CHAPTER 402

AN ACT

June 18, 1956
[H. R. 3255]

To amend the Classification Act of 1949 to preserve in certain cases the rates of basic compensation of officers and employees whose positions are placed in lower grades by virtue of reclassification actions under such Act, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That title V of the Classification Act of 1949, as amended, is amended by adding at the end thereof the following new section:

Federal employ-
ees.
Preservation of
basic compensa-
tion.
63 Stat. 958.
5 USC 1101-1106.

"Sec. 507. (a) Each officer or employee subject to this Act—

"(1) who holds, on or after the date of enactment of this section, under a career-conditional or career appointment in the competitive civil service, a position (A) which is in any grade of a basic compensation schedule of this Act (other than grade 16, 17, or 18 of the General Schedule) and (B) which is placed, on or after such date of enactment, while such officer or employee holds such position, in a lower grade of such schedule under any reclassification of such position pursuant to this Act;

"(2) who has held such position for a continuous period of not less than two years ending immediately prior to the date of such reclassification; and

"(3) whose performance of the work of such position at all times during such period is satisfactory or better than satisfactory;

shall continue to receive basic compensation at the rate to which he was entitled immediately prior to such reclassification of his position (including any increases in such rate of basic compensation provided by law at any time while such officer or employee is in such position) until (i) he leaves such position or (ii) he is entitled to receive basic compensation at a higher rate by reason of the operation of this Act; but, whenever such position becomes vacant, the rate of basic compensation of any individual subsequently appointed to such position shall be fixed in accordance with this Act.

"(b) Each officer or employee subject to this Act—

"(1) who, during the period beginning on July 1, 1954, and ending immediately prior to the date of enactment of this section continuously held a position (A) which was in any grade of a basic compensation schedule of this Act (other than grade 16, 17, or 18 of the General Schedule) and (B) which was placed, at any time during such period, in a lower grade of such schedule under one or more reclassifications of such position pursuant to this Act;

"(2) who holds such position on the date of enactment of this section;

“(3) who has held such position for a continuous period of not less than two years ending immediately prior to the date of enactment of this section; and

“(4) whose performance of the work of such position at all times during such period of two years specified in paragraph (3) of this subsection and also on the date of enactment of this section was satisfactory or better than satisfactory,

Effective date. shall be granted, effective as of the first day of the first pay period which begins after the date of enactment of this section (if he continues to hold such position on such first day of such first pay period), the rate of basic compensation to which he was entitled immediately prior to such reclassification of his position (or, in the case of more than one reclassification of such position, the date of the first of any such reclassifications), including any increases in such rate of basic compensation provided by law at any time while such officer or employee is in such position, until (i) he leaves such position or (ii) he is entitled to receive basic compensation at a higher rate by reason of the operation of this Act; but, whenever such position becomes vacant, the rate of basic compensation of any individual subsequently appointed to such position shall be fixed in accordance with this Act. No officer or employee shall be entitled by reason of this subsection to basic compensation for any period prior to the first day of the first pay period which begins after the date of enactment of this section.”

Approved June 18, 1956.

Public Law 595

CHAPTER 403

June 18, 1956
[H. R. 8123]

AN ACT

Authorizing the Administrator of General Services to convey certain property of the United States to the city of Roseburg, Oregon.

Roseburg, Oreg.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subject to such reservations and restrictions as may be necessary to protect the interests of the United States, the Administrator of General Services is authorized and directed to quitclaim to the city of Roseburg, Oregon, all of the right, title, and interest of the United States in and to a tract of land containing one hundred and sixty-three acres, more or less, situated in the Veterans' Administration hospital reservation in that city, the exact legal description of which shall be determined by the Administrator of General Services.

Approved June 18, 1956.

Public Law 596

CHAPTER 404

June 18, 1956
[H. R. 9822]

AN ACT

To provide for the establishment of a trout hatchery on the Davidson River in the Pisgah National Forest in North Carolina.

Pisgah National
Forest, N. C.
Trout hatchery.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior, after consulting with the Secretary of Agriculture, shall establish, construct, equip, operate, and maintain a trout hatchery at an appropriate location on the Davidson River in the Pisgah National Forest, North Carolina.

Appropriation.

SEC. 2. There is hereby appropriated the sum of \$375,000 to carry out this Act.

Approved June 18, 1956.

Public Law 597

CHAPTER 407

AN ACT

To promote the further development of public library service in rural areas.

June 19, 1956
[H. R. 2840]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Library Services Act".

Library Services
Act.

DECLARATION OF POLICY

SEC. 2. (a) It is the purpose of this Act to promote the further extension by the several States of public library services to rural areas without such services or with inadequate services.

(b) The provisions of this Act shall not be so construed as to interfere with State and local initiative and responsibility in the conduct of public library services. The administration of public libraries, the selection of personnel and library books and materials, and, insofar as consistent with the purposes of this Act, the determination of the best uses of the funds provided under this Act shall be reserved to the States and their local subdivisions.

AUTHORIZATION OF APPROPRIATIONS

SEC. 3. There is hereby authorized to be appropriated for the fiscal year ending June 30, 1957, and for each of the four succeeding fiscal years the sum of \$7,500,000 which shall be used for making payments to States which have submitted and had approved by the Commissioner of Education (hereinafter referred to as the Commissioner) State plans for the further extension of public library services to rural areas without such services, or with inadequate services.

ALLOTMENTS TO STATES

SEC. 4. (a) From the sums appropriated pursuant to section 3 for each fiscal year, the Commissioner shall allot \$10,000 to the Virgin Islands and \$40,000 to each of the other States, and shall allot to each State such part of the remainder of such sums as the rural population of the State bears to the rural population of the United States, according to the most recent decennial census.

Post, p. 911.

(b) The amount of any allotment to a State under subsection (a) for any fiscal year remaining unpaid to such State at the end of such fiscal year shall be available for payment to such State under section 6 until the end of the succeeding fiscal year. No payment to a State under section 6 shall be made out of its allotment for any fiscal year until its allotment for the preceding fiscal year has been exhausted or has ceased to be available.

STATE PLANS

SEC. 5. (a) To be approved under this section, a State plan for the further extension of public library services to rural areas must—

(1) provide for the administration, or supervision of the administration, of the plan by the State library administrative agency, and provide that such agency will have adequate authority under State law to administer the plan in accordance with its provisions and the provisions of this Act;

(2) provide for the receipt by the State treasurer (or, if there be no State treasurer, the officer exercising similar functions for the State) of all funds paid to the State pursuant to this Act and for the proper safeguarding of such funds by such officer,

provide that such funds shall be expended solely for the purposes for which paid, and provide for the repayment by the State to the United States of any such funds lost or diverted from the purposes for which paid;

(3) provide policies and methods of administration to be followed in using any funds made available for expenditure under the State plan, which policies and methods the State library administrative agency certifies will in its judgment assure use of such funds to maximum advantage in the further extension of public library services to rural areas without such services or with inadequate services;

(4) provide that the State library administrative agency will make such reports as to categories of expenditures made under this Act, as the Commissioner may from time to time reasonably require; and

(5) provide that any library services furnished under the plan shall be made available free of charge under regulations prescribed by the State library administrative agency.

(b) The Commissioner shall approve any plan which fulfills the conditions specified in subsection (a) of this section.

(c) The determination of whether library services are inadequate in any area within any State shall be made by the State library administrative agency of such State.

PAYMENTS TO STATES

*Conditions.
Post, p. 911.*

SEC. 6. (a) From the allotments available therefor under section 4, the Secretary of the Treasury shall from time to time pay to each State which has a plan approved under section 5 an amount computed as provided in subsection (b) of this section, equal to the Federal share of the total sums expended by the State and its political subdivisions under such plan during the period for which such payment was made, except that no payments shall be made to any State from its allotment for any fiscal year unless and until the Commissioner finds that (1) there will be available for expenditure under the plan from State or local sources during the fiscal year for which the allotment is made (A) sums sufficient to enable the State to receive under this section payments in an amount not less than \$10,000 in the case of the Virgin Islands and \$40,000 in the case of any other State, and (B) not less than the total amount actually expended, in the areas covered by the plan for such year, for public library services from such sources in the fiscal year ending June 30, 1956, and (2) there will be available for expenditure for public library services from State sources during the fiscal year for which the allotment is made not less than the total amount actually expended for public library services from such sources in the fiscal year ending June 30, 1956.

Estimation.

(b) The Commissioner shall from time to time, but not less often than semiannually, and prior to the period for which a payment is to be made, estimate the amount, within the balance of the allotments for each State, which may be necessary to pay the Federal share of the total expenditures for carrying out the approved State plan for such period. The Commissioner shall certify to the Secretary of the Treasury the amount so determined, reduced or increased as the case may be by the amount by which he finds that his estimate for any prior period was greater or less than the amount which should have been paid to the State for such period. The Secretary of the Treasury shall thereupon, prior to audit or settlement by the General Accounting Office, pay to the State, at the time or times fixed by the Commissioner, the amount so certified.

(c) For the purposes of this section the "Federal share" for any State shall be 100 per centum less the State percentage and the State percentage shall be that percentage which bears the same ratio to 50 per centum as the per capita income of such State bears to the per capita income of the continental United States (excluding Alaska), except that (1) the Federal share shall in no case be more than 66 per centum or less than 33 per centum, and (2) the Federal share for Hawaii shall be 50 per centum and for Alaska, Puerto Rico, and the Virgin Islands shall be 66 per centum.

"Federal share".
Post, p. 911.

(d) The "Federal share" for each State shall be promulgated by the Commissioner between July 1 and August 31 of each even-numbered year, on the basis of the average of the per capita incomes of the States and of the continental United States (excluding Alaska) for the three most recent consecutive years for which satisfactory data are available from the Department of Commerce. Such promulgation shall be conclusive for each of the two fiscal years in the period beginning July 1 next succeeding such promulgation: *Provided*, That the Commissioner shall promulgate such percentages as soon as possible after the enactment of this Act to be effective until July 1, 1957.

Promulgation.

(e) No portion of any money paid to a State under this Act shall be applied, directly or indirectly, to the purchase or erection of any building or buildings, or for the purchase of any land.

Restriction.

(f) No portion of any money paid to a State under this Act shall be used, directly or indirectly, to provide or improve library services in any area other than a rural area; except that nothing contained herein shall be construed to prohibit the utilization of such money by public libraries in nonrural areas for the exclusive purpose of extending public library services to rural areas, if such utilization has been provided for in an approved State plan covering the areas affected.

WITHHOLDING

SEC. 7. If the Commissioner finds after reasonable notice and opportunity for hearing to the State agency administering or supervising the administration of the State plan approved under this Act, that the State plan has been so changed that it no longer complies with the requirements of this Act or that in the administration of the plan there is a failure to comply substantially with the provisions required to be included in the plan, he shall notify such State agency that further payments will not be made to the State under this Act until he is satisfied that there is no longer any such failure to comply. Until he is so satisfied, he shall make no further certification to the Secretary of the Treasury with respect to such State: *Provided*, That any State or State agency is entitled to judicial review in the United States District Court wherein the State or State agency is located of any such withholding determination in accordance with applicable provisions of the Administrative Procedures Act.

60 Stat. 237.
5 USC 1001 note.

ADMINISTRATION

SEC. 8. (a) The Commissioner shall administer this Act under the supervision and direction of the Secretary of Health, Education, and Welfare, and shall, with the approval of the Secretary, prescribe such regulations as may be necessary for the administration of this Act.

(b) The Commissioner is also authorized to make such studies, investigations, and reports as may be necessary or appropriate to carry out the purposes of this Act, including periodic reports for public distribution as to the values, methods, and results of various

State demonstrations of public library services in rural areas undertaken under this Act.

Administration
appropriations.

(c) There are hereby authorized to be appropriated for expenses of administration such sums as may be necessary to carry out the functions of the Secretary and the Commissioner under this Act.

DEFINITIONS

SEC. 9. For the purposes of this Act—

Post, p. 911.

(a) The term "State" means a State, Alaska, Hawaii, Puerto Rico, or the Virgin Islands;

(b) The term "State library administrative agency" means the official State agency charged by State law with the extension and development of public library services throughout the State;

(c) The term "public library" means a library that serves free all residents of a community, district, or region, and receives its financial support in whole or in part from public funds;

(d) The term "Secretary" means the Secretary of Health, Education, and Welfare; and

(e) The term "rural area" does not include an incorporated or unincorporated town having a population of more than ten thousand persons.

Approved June 19, 1956.

Public Law 598

CHAPTER 408

AN ACT

June 19, 1956
[H. R. 4363]

Authorizing the conveyance of certain property of the United States to the State of New Mexico.

Santa Fe, N. Mex.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Army is authorized and directed to convey to the State of New Mexico, all the right, title, and interest of the United States in and to the fifty-one acres of land, more or less, of the former Bruns General Hospital area in Santa Fe, New Mexico, now under license to the State of New Mexico, the property to be used for the training and support of the National Guard of New Mexico and for other military purposes, and the conveyance to be made without monetary consideration therefor, but upon condition that it shall be used for the aforesaid purposes and that if such real property shall ever cease to be used for such purposes, all the right, title, and interest in and to such real property shall revert to and become the property of the United States which shall have the immediate right of entry thereon, and to be further subject to the reservation by the United States of all mineral rights, including oil and gas; the right of re-entry and use by the United States in the event of need therefor during a national emergency declared by the President or the Congress, and such other reservations, restrictions, terms, and conditions as the Secretary determines to be necessary to properly protect the interests of the United States.

SEC. 2. The cost of any surveys necessary as an incident of the conveyance authorized herein shall be borne by the State of New Mexico.

Approved June 19, 1956.

Public Law 599

CHAPTER 409

AN ACT

June 19, 1956
[H. R. 6274]

To provide that no fee shall be charged a veteran discharged under honorable conditions for furnishing him or his next of kin or legal representative a copy of a certificate showing his service in the Armed Forces.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That no person who has been discharged or released from the Army, Navy, Air Force, Marine Corps, or Coast Guard under honorable conditions, or his next of kin or legal representative, shall be charged a fee for a copy of a certificate showing his service in the Armed Forces.

Approved June 19, 1956.

Armed Forces.
Discharge pa-
pers, fees.

Public Law 600

CHAPTER 411

AN ACT

June 20, 1956
[H. R. 692]

To authorize the Postmaster General to provide for the use in first- and second-class post offices of a special canceling stamp or postmarking die bearing the words "Pray for peace".

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Act entitled "An Act authorizing the Postmaster General to grant permission to use special canceling stamps or postmarking dies", approved May 11, 1922 (39 U. S. C., sec. 368), is amended to read as follows:

Postal Service.
Canceling
stamp.

42 Stat. 540.

"SEC. 2. (a) Any permission granted by the Postmaster General under the first section of this Act shall be revocable in the event the Government shall find it expedient or necessary to use special canceling stamps or postmarking dies for its own purposes.

"(b) The Postmaster General is authorized to provide for the use in each first- and second-class post office, of a special canceling stamp or postmarking die bearing the words 'Pray for peace'."

"Pray for peace".

SEC. 2. The second proviso in the first section of such Act of May 11, 1922, is amended by striking out "nothing in this Act" and inserting in lieu thereof "nothing in this section".

39 USC 368.

Approved June 20, 1956.

Public Law 601

CHAPTER 412

AN ACT

June 20, 1956
[H. R. 5516]

To amend title III of the Army and Air Force Vitalization and Retirement Equalization Act of 1948 to provide that service as an Army field clerk, or as a field clerk, Quartermaster Corps, shall be counted for purposes of retirement under title III of that Act, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection 302 (a), Army and Air Force Vitalization and Retirement Equalization Act of 1948 (62 Stat. 1087), as amended (10 U. S. C. 1036a (a)), is further amended by inserting the words "Army field clerk, field clerk, Quartermaster Corps," after the words "flight officer," and by inserting the following additional proviso after the words "December 31, 1946": "And provided further, That for the purposes of this section, all periods of classified field service as an Army headquarters clerk or as a clerk of the Army Quartermaster Corps under laws in effect

Armed Forces.
Field clerk, re-
tirement.

prior to August 29, 1916, shall, in the case of warrant officers, be considered as satisfactory Federal service performed in the status of a warrant officer”.

Restriction.

SEC. 2. No person shall, by virtue of section 1, be entitled to retired pay for any period prior to the effective date of this Act.

Approved June 20, 1956.

Public Law 602

CHAPTER 413

June 20, 1956
[H. R. 7913]

AN ACT

Authorizing the Administrator of General Services to effect the exchange of properties between the United States and the city of Cape Girardeau, Missouri.

Cape Girardeau,
Mo.
Properties ex-
change.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of General Services is authorized and directed to convey by quitclaim deed to the city of Cape Girardeau, Missouri, all right, title, and interest of the United States of America in and to the following described lands lying and being in Cape Girardeau, County of Cape Girardeau, State of Missouri: Beginning at a point in the easterly line of Lorimier Street which point is distant 100 feet northwardly from the intersection of the easterly line of Lorimier Street with the center line of Themis Street extended eastwardly; running thence south 82 degrees 59 minutes east, on a line parallel with the center line of Themis Street extended, a distance of 240 feet to a point; thence south 6 degrees and 58 minutes west, on a line parallel with the easterly line of Lorimier Street, a distance of 280 feet to a point; thence north 82 degrees 59 minutes west, on a line parallel with the center line of Themis Street extended, a distance of 240 feet to a point in the easterly line of Lorimier Street; thence north 6 degrees 58 minutes east along the easterly line of Lorimier Street a distance of 280 feet to the point or place of beginning, as shown on plat of Post Office and Court House Site, Cape Girardeau, Missouri, made by Albert J. Chandler, Assistant Construction Engineer, dated June 10, 1941, and by reference made a part thereof: together with the improvements thereon except the library building. As consideration for such conveyance, the city of Cape Girardeau, Missouri, shall, concurrent therewith, convey by deed to the United States of America, free of all liens, taxes and encumbrances, all right, title and interest of the city of Cape Girardeau, Missouri, in and to the following described lands lying and being in Cape Girardeau, county of Cape Girardeau, State of Missouri: Fronting 125.5 feet on the southerly side of Broadway Street and extending of that width in a southwardly direction along the easterly side of Fountain Street a distance of 165.175 feet to the northerly side of a 9-foot alley; being the same premises acquired by the United States November 19, 1907, in condemnation proceedings instituted in the Circuit Court of the United States for the Southeastern Division, Judicial District of Missouri, and designated as Case No. 19 in the records of said court.

Restoration of
rights.

SEC. 2. The conveyance authorized pursuant to this Act shall restore all right, title, and interest to lands formerly owned by and exchanged between the United States of America and the City of Cape Girardeau, Missouri. The Attorney General of the United States of America shall approve in writing the title to the property to be conveyed by the City of Cape Girardeau, Missouri, prior to the delivery of the deed from the United States.

Title approval.

Approved June 20, 1956.

Public Law 603

CHAPTER 414

AN ACT

June 20, 1956
[H.R. 10721]

Making appropriations for the Departments of State and Justice, the Judiciary, and related agencies for the fiscal year ending June 30, 1957, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Departments of State and Justice, the Judiciary, and related agencies for the fiscal year ending June 30, 1957, namely:

Departments of
State and Justice,
the Judiciary, and
Related Agencies
Appropriation
Act, 1957.

TITLE I—DEPARTMENT OF STATE

ADMINISTRATION OF FOREIGN AFFAIRS

Salaries and expenses: For necessary expenses of the Department of State not otherwise provided for, including the cost of transporting to and from a place of storage and the cost of storing the furniture and household and personal effects of an employee of the Foreign Service who is assigned to a post at which he is unable to use his furniture and effects, under such regulations as the Secretary may prescribe; expenses authorized by the Foreign Service Act of 1946, as amended (22 U. S. C. 801–1158); not otherwise provided for; expenses necessary to meet the responsibilities and obligations of the United States in Germany (including those arising under the supreme authority assumed by the United States on June 5, 1945, and under contractual arrangements with the Federal Republic of Germany); salary of the United States member of the Board for the Validation of German Bonds in the United States at the rate of \$14,800 per annum; expenses of the National Commission on Educational, Scientific, and Cultural Cooperation as authorized by sections 3, 5, and 6 of the Act of July 30, 1946 (22 U. S. C. 287o, 287q, 287r); expenses of attendance at meetings concerned with activities provided for under this appropriation; purchase (not to exceed seven, of which three shall be for replacement only) and hire of passenger motor vehicles; printing and binding outside the continental United States without regard to section 11 of the Act of March 1, 1919 (44 U. S. C. 111); services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); purchase of uniforms; insurance of official motor vehicles in foreign countries when required by law of such countries; payment of tort claims, in the manner authorized in the first paragraph of section 2672, as amended, of title 28 of the United States Code when such claims arise in foreign countries; dues for library membership in organizations which issue publications to members only, or to members at a price lower than the others; rental of tie lines and teletype equipment; employment of aliens by contract for services abroad; refund of fees erroneously charged and paid for passports; establishment, maintenance, and operation of passport and despatch agencies; ice and drinking water for use abroad; excise taxes on negotiable instruments abroad; radio communications; payment in advance for subscriptions to commercial information, telephone and similar services abroad; relief, protection, and burial of American seamen, and alien seamen from United States vessels in foreign countries and in the United States Territories and possessions; expenses incurred in acknowledging services of officers and crews of foreign vessels and aircraft in rescuing American seamen, airmen, or citizens from shipwreck or other catastrophe abroad; rent and expenses of maintaining in Egypt, Morocco, and Muscat, institutions for American convicts and

60 Stat. 999.

60 Stat. 713.

40 Stat. 1270.

60 Stat. 810.

63 Stat. 62.

62 Stat. 825.

63 Stat. 384.

22 USC 922.

36 Stat. 1047.

60 Stat. 1026.

44 Stat. 403.

60 Stat. 999.

60 Stat. 810.

persons declared insane by any consular court, and care and transportation of prisoners and persons declared insane; expenses, as authorized by law (18 U. S. C. 3192), of bringing to the United States from foreign countries persons charged with crime; and procurement by contract or otherwise, of services, supplies, and facilities, as follows: (1) translating, (2) analysis and tabulation of technical information, (3) preparation of special maps, globes, and geographic aids, (4) maintenance, improvement, and repair of diplomatic and consular properties in foreign countries, held under leaseholds of less than ten years and fuel and utilities for such properties, and (5) rental or lease, for periods less than ten years, of offices, buildings, grounds, and living quarters for the use of the Foreign Service, for which payments may be made in advance; \$90,500,000, of which not less than \$9,000,000 shall be used to purchase foreign currencies or credits owed to or owned by the Treasury of the United States: *Provided*, That pursuant to section 201 (c) of the Act of June 30, 1949 (40 U. S. C. 481 (c)), passenger motor vehicles in possession of the Foreign Service abroad may be exchanged or sold and the exchange allowances or proceeds of such sales shall be available without fiscal year limitation for replacement of an equal number of such vehicles and the cost, including the exchange allowance, of each such replacement shall not exceed \$3,000 in the case of the chief of mission automobile at each diplomatic mission (except that eleven such vehicles may be purchased at not to exceed \$5,000 each) and \$1,350 in the case of all other such vehicles except station wagons: *Provided further*, That persons heretofore appointed to the Foreign Service Reserve for service in Germany may continue during fiscal year 1957 to serve as Reserve officers in Germany without regard to section 522 of the Foreign Service Act of 1946, as amended: *Provided further*, That when the Department of the Army, under the authority of the Act of March 3, 1911, as amended (10 U. S. C. 1253), furnishes subsistence supplies to personnel of civilian agencies of the United States Government serving in Germany, payment therefor by such personnel shall be made at the same rate as is paid by civilian personnel of the Department of the Army serving in Germany.

Representation allowances: For representation allowances as authorized by section 901 (3) of the Foreign Service Act of 1946 (22 U. S. C. 1131), \$800,000.

Acquisition of buildings abroad: For necessary expenses of carrying into effect the Foreign Service Buildings Act, 1926, as amended (22 U. S. C. 292-300), including personal services in the United States and abroad; salaries, expenses and allowances of personnel and dependents as authorized by the Foreign Service Act of 1946, as amended (22 U. S. C. 801-1158); expenses of attendance at meetings concerned with activities provided for under this appropriation; and services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), \$19,000,000, of which not less than \$14,000,000 shall be used to purchase foreign currencies or credits owed to or owned by the Treasury of the United States, to remain available until expended: *Provided*, That not to exceed \$1,000,000 may be used for administrative expenses during the current fiscal year.

Emergencies in the Diplomatic and Consular Service: For expenses necessary to enable the Secretary of State to meet unforeseen emergencies arising in the Diplomatic and Consular Service, to be expended pursuant to the requirement of section 291 of the Revised Statutes (31 U. S. C. 107), \$1,000,000: *Provided*, That the Secretary of State may delegate to subordinate officials the authority vested in him by section 291 of the Revised Statutes pertaining to certification of expenditures.

Payment to Foreign Service retirement and disability fund: For payment to the Foreign Service retirement and disability fund as

authorized by the Foreign Service Act of 1946 (22 U. S. C. 1061-1116), \$1,304,000.

60 Stat. 1019.

INTERNATIONAL ORGANIZATIONS AND CONFERENCES

Contributions to international organizations: For expenses, not otherwise provided for, necessary to meet annual obligations of membership in international multilateral organizations, pursuant to treaties, conventions, or specific Acts of Congress, \$33,859,285, of which \$28,410 shall be for contribution to the Inter-American Radio Office for the calendar years 1951-1955.

Missions to international organizations: For expenses necessary for permanent representation to certain international organizations in which the United States participates pursuant to treaties, conventions, or specific Acts of Congress, including expenses authorized by the pertinent Acts and conventions providing for such representation; attendance at meetings of societies or associations concerned with the work of the organizations; salaries, expenses, and allowances of personnel and dependents as authorized by the Foreign Service Act of 1946, as amended (22 U. S. C. 801-1158); hire of passenger motor vehicles; printing and binding, without regard to section 11 of the Act of March 1, 1919 (44 U. S. C. 111); and purchase of uniforms for guards and chauffeurs; \$1,257,000: *Provided*, That the provisions of section 8 of the United Nations Participation Act of 1945, as amended, and regulations thereunder, applicable to expenses incurred pursuant to that Act, may be applicable to the obligation and expenditure of funds in connection with United States participation in the International Civil Aviation Organization.

60 Stat. 999.

40 Stat. 1270.

63 Stat. 736.
22 USC 287e.

International contingencies: For necessary expenses of participation by the United States upon approval by the Secretary of State, in international activities which arise from time to time in the conduct of foreign affairs and for which specific appropriations have not been provided pursuant to treaties, conventions, or special Acts of Congress, including personal services without regard to civil-service and classification laws; salaries, expenses and allowances of personnel and dependents as authorized by the Foreign Service Act of 1946, as amended (22 U. S. C. 801-1158); employment of aliens; travel expenses without regard to the Standardized Government Travel Regulations and to the rates of per diem allowances in lieu of subsistence expenses under the Travel Expense Act of 1949; travel expenses for persons serving without compensation in an advisory capacity while away from their homes or regular places of business not in excess of those authorized for regular officers and employees traveling under this appropriation; rent of quarters by contract or otherwise; hire of passenger motor vehicles; contributions for the share of the United States in expenses of international organizations; and printing and binding without regard to section 11 of the Act of March 1, 1919 (44 U. S. C. 111); \$1,500,000, of which not to exceed a total of \$100,000 may be expended for representation allowances as authorized by section 901 (3) of the Act of August 13, 1946 (22 U. S. C. 1131) and for entertainment.

60 Stat. 999.

63 Stat. 166.
5 USC 835 note.

40 Stat. 1270.

60 Stat. 1026.

INTERNATIONAL COMMISSIONS

INTERNATIONAL BOUNDARY AND WATER COMMISSION, UNITED STATES AND MEXICO

For expenses necessary to enable the United States to meet its obligations under the treaties of 1884, 1889, 1905, 1906, 1933, and 1944 between the United States and Mexico, and to comply with the

24 Stat. 1011; 26 Stat. 1512; 35 Stat. 1863; 34 Stat. 295 3; 48 Stat. 1621; 59 Stat. 1219.

64 Stat. 846.

other laws applicable to the United States Section, International Boundary and Water Commission, United States and Mexico, including operation and maintenance of the Rio Grande rectification, canalization, flood control, bank protection, water supply, power, irrigation, boundary demarcation, and sanitation projects; detailed plan preparation and construction (including surveys and operation and maintenance and protection during construction); Rio Grande emergency flood protection; expenditures for the purposes set forth in sections 101 through 104 of the Act of September 13, 1950 (22 U. S. C. 277d-1-277d-4); purchase of four passenger motor vehicles for replacement only; purchase of planographs and lithographs; and leasing of private property to remove therefrom sand, gravel, stone, and other materials, without regard to section 3709 of the Revised Statutes, as amended (41 U. S. C. 5); as follows:

Salaries and expenses: For salaries and expenses not otherwise provided for, including examinations, preliminary surveys, and investigations, \$506,000.

Operation and maintenance: For operation and maintenance of projects or parts thereof, as enumerated above, including gaging stations, \$1,463,000: *Provided*, That expenditures for the Rio Grande bank protection project shall be subject to the provisions and conditions contained in the appropriation for said project as provided by the Act approved April 25, 1945 (59 Stat. 89).

Hereafter, in addition to the funds available under the appropriation "Rio Grande emergency flood protection", the United States Commissioner is authorized to expend from any appropriation available to the International Boundary and Water Commission, United States and Mexico, American Section, such sums as may be necessary for prosecution of emergency flood fighting and rescue operations, repairs or restoration of any flood control works threatened or destroyed by floodwaters of the Rio Grande.

AMERICAN SECTIONS, INTERNATIONAL COMMISSIONS

1 UST 694.

For expenses necessary to enable the President to perform the obligations of the United States pursuant to treaties between the United States and Great Britain, in respect to Canada, signed January 11, 1909 (36 Stat. 2448) and February 24, 1925 (44 Stat. 2102), the treaty between the United States and Canada signed February 27, 1950, including stenographic reporting services by contract; hire of passenger motor vehicles; \$296,000, to be disbursed under the direction of the Secretary of State, and to be available also for additional expenses of the American Sections, International Commissions, as hereinafter set forth:

International Joint Commission, United States and Canada, the salary of one Commissioner on the part of the United States who shall serve at the pleasure of the President (the other Commissioners to serve in that capacity without compensation therefor); salaries of clerks and other employees appointed by the Commissioners on the part of the United States with the approval solely of the Secretary of State; travel expenses and compensation of witnesses in attending hearings of the Commission at such places in the United States and Canada as the Commission or the American Commissioners shall determine to be necessary; and special and technical investigations in connection with matters falling within the Commission's jurisdiction: *Provided*, That transfers of funds may be made to other agencies of the Government for the performance of work for which this appropriation is made.

International Boundary Commission, United States, Alaska, and Canada, the completion of such remaining work as may be required

under the award of the Alaskan Boundary Tribunal and the existing treaties between the United States and Great Britain; commutation of subsistence to employees while on field duty, not to exceed \$8 per day each (but not to exceed \$5 per day each when a member of a field party and subsisting in camp); hire of freight and passenger motor vehicles from temporary field employees; and payment for timber necessarily cut in keeping the boundary line clear.

PASSAMAQUODDY TIDAL POWER SURVEY

For expenses necessary to carry out the provisions of the Act of January 31, 1956 (Public Law 401), including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates not to exceed \$100 per diem for individuals; hire of passenger motor vehicles; and expenses of attendance at meetings concerned with the purpose of this appropriation; \$935,000, to remain available until expended.

Ante, p. 9.
60 Stat. 810.

INTERNATIONAL FISHERIES COMMISSIONS

For expenses, not otherwise provided for, necessary to enable the United States to meet its obligations in connection with participation in international fisheries commissions pursuant to treaties or conventions, and implementing Acts of Congress; \$645,587: *Provided*, That the United States share of such expenses may be advanced to the respective commissions.

EDUCATIONAL EXCHANGE

International educational exchange activities: For necessary expenses, not otherwise provided for, to enable the Department of State to carry out international educational exchange activities, as authorized by the United States Information and Educational Exchange Act of 1948 (22 U. S. C. 1431-1479), and the Act of August 9, 1939 (22 U. S. C. 501), and to administer the programs authorized by section 32 (b) (2) of the Surplus Property Act of 1944, as amended (50 U. S. C. App. 1641 (b)), the Act of August 24, 1949 (20 U. S. C. 222-224), and the Act of September 29, 1950 (20 U. S. C. 225), including salaries, expenses, and allowances of personnel and dependents as authorized by the Foreign Service Act of 1946, as amended (22 U. S. C. 801-1158); expenses of attendance at meetings concerned with activities provided for under this appropriation; hire of passenger motor vehicles; entertainment within the United States (not to exceed \$1,000); services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); advance of funds notwithstanding section 3648 of the Revised Statutes as amended; and actual expenses of preparing and transporting to their former homes the remains of persons, not United States Government employees, who may die away from their homes while participating in activities authorized under this appropriation; \$20,000,000, of which not less than \$7,000,000 shall be used to purchase foreign currencies or credits owed to or owned by the Treasury of the United States: *Provided*, That not to exceed \$1,200,000 may be used for administrative expenses during the current fiscal year.

62 Stat. 6.
53 Stat. 1290.

60 Stat. 754.
63 Stat. 630.
64 Stat. 1081.

60 Stat. 999.

60 Stat. 810.
60 Stat. 809.
31 USC 529.

RAMA ROAD, NICARAGUA

For an additional amount for necessary expenses for the survey and construction of the Rama Road, Nicaragua, in accordance with the provisions of section 5 of the Federal-Aid Highway Act of 1952 (66 Stat. 160), as supplemented by section 8 of the Federal-Aid Highway Act of 1954 (68 Stat. 74), \$2,000,000, to remain available until ex-

pendent: *Provided*, That transfer of funds may be made from this appropriation to the Department of Commerce for the performance of work for which the appropriation is made.

GENERAL PROVISIONS—DEPARTMENT OF STATE

Contracts in
foreign countries.

SEC. 102. Contracts entered into in foreign countries involving expenditures from any of the appropriations under this title shall not be subject to the provisions of section 3741 of the Revised Statutes (41 U. S. C. 22).

Exchange of
funds.

SEC. 103. The exchange of funds for payment of expenses in connection with the operation of diplomatic and consular establishments abroad shall not be subject to the provisions of section 3651 of the Revised Statutes (31 U. S. C. 543).

Travel expenses.

SEC. 104. Appropriations under this title available for expenses in connection with travel of personnel outside the continental United States, including travel of dependents and transportation of personal effects, household goods, or automobiles of such personnel shall be available for such expenses when any part of such travel or transportation begins in the current fiscal year pursuant to travel orders issued in that year, notwithstanding the fact that such travel or transportation may not be completed during the current fiscal year.

Vehicles.
60 Stat. 810.

SEC. 105. Notwithstanding the provisions of section 16a of the Act of August 2, 1946 (5 U. S. C. 78 (a)), Government-owned vehicles may be used in foreign countries for transportation of United States Government employees from their residence to the office and return when public transportation facilities are unsafe or are not available: *Provided*, That each Chief of Mission shall have prior authority from the Secretary of State to approve such transportation.

Security guard
services.

SEC. 106. Appropriations under this title for "Salaries and expenses", "International contingencies", and "Missions to international organizations" are available for reimbursement of the General Services Administration for security guard services for protection of confidential files.

Per diem rates.

SEC. 107. The Secretary of State, with the approval of the Bureau of the Budget, shall prescribe the maximum rates (not to exceed \$12 per day) of per diem in lieu of subsistence (or of similar allowances therefor) payable while away from their own countries to foreign participants in any exchange of persons program, or in any program of furnishing technical information and assistance, under the jurisdiction of any Government agency, and said rates may be fixed without regard to any provision of law in limitation thereof.

Restrictions.

SEC. 108. No part of any appropriation contained in this title shall be used to pay the salary or expenses of any person assigned to or serving in any office of any of the several States of the United States or any political subdivision thereof.

SEC. 109. None of the funds appropriated in this title shall be used (1) to pay the United States contribution to any international organization which engages in the direct or indirect promotion of the principle or doctrine of one world government or one world citizenship; (2) for the promotion, direct or indirect, of the principle or doctrine of one world government or one world citizenship.

UN Membership,
Communist China.

SEC. 110. It is the sense of the Congress that the Communist Chinese Government should not be admitted to membership in the United Nations as the representative of China.

Citation of title.

This title may be cited as the "Department of State Appropriation Act, 1957".

TITLE II—DEPARTMENT OF JUSTICE

LEGAL ACTIVITIES AND GENERAL ADMINISTRATION

SALARIES AND EXPENSES, GENERAL ADMINISTRATION

For expenses necessary for the administration of the Department of Justice and for examination of judicial offices, including purchase (one for replacement only) and hire of passenger motor vehicles; expenses of attendance at meetings of organizations concerned with the purposes of this appropriation; and miscellaneous and emergency expenses authorized or approved by the Attorney General or his Administrative Assistant; \$2,900,000.

SALARIES AND EXPENSES, GENERAL LEGAL ACTIVITIES

For expenses necessary for the legal activities of the Department of Justice not otherwise provided for, including miscellaneous and emergency expenses authorized or approved by the Attorney General or his Administrative Assistant; and advances of public moneys pursuant to law (31 U. S. C. 529); \$10,320,000.

60 Stat. 809.

SALARIES AND EXPENSES, ANTITRUST DIVISION

For expenses necessary for the enforcement of antitrust and kindred laws, \$3,593,650: *Provided*, That none of this appropriation shall be expended for the establishment and maintenance of permanent regional offices of the Antitrust Division.

SALARIES AND EXPENSES, UNITED STATES ATTORNEYS AND MARSHALS

For necessary expenses of the offices of United States attorneys and marshals and United States district attorneys in Alaska, including purchase of four passenger motor vehicles for replacement only, including two buses at not to exceed \$9,500 each; services in Alaska in collecting evidence for the United States when specifically directed by the Attorney General, including not to exceed \$5,000 for emergencies to be accounted for solely on the certificate of the Attorney General; and firearms and ammunition; \$19,000,000, of which not to exceed \$50,000 shall be available for the employment of temporary deputy marshals in lieu of bailiffs at a rate not to exceed \$12 per day: *Provided*, That of the amount herein appropriated \$12,000 may be used for the emergency replacement of one prisoner-carrying bus upon certificate of the Attorney General.

SPECIAL TEMPORARY ATTORNEYS AND ASSISTANTS

For compensation and expenses of special temporary attorneys and assistants to the Attorney General, and to the United States attorneys and other miscellaneous employees not otherwise provided for, employed by the Attorney General and with his approval by the United States attorneys, in special matters and cases without regard to civil-service and classification laws, \$300,000: *Provided*, That the amount paid as compensation out of the funds herein appropriated to any person employed hereunder shall not exceed \$15,000 per annum.

FEES AND EXPENSES OF WITNESSES

For expenses, mileage, and per diems of witnesses and for per diems in lieu of subsistence, as authorized by law, and not to exceed \$210,000 for such compensation and expenses of witnesses (including expert

64 Stat. 380.
63 Stat. 686.

witnesses) or informants pursuant to section 1 of the Act of July 28, 1950 (5 U. S. C. 341) and sections 4244-48 of title 18, United States Code; \$1,450,000: *Provided*, That no part of the sum herein appropriated shall be used to pay any witness more than one attendance fee for any one calendar day.

SALARIES AND EXPENSES, CLAIMS OF PERSONS OF JAPANESE ANCESTRY

62 Stat. 1231.
50 U. S. C. app.
1981-1987.

For administrative expenses necessary for payment of claims of persons of Japanese ancestry, pursuant to the Act of July 2, 1948 (50 U. S. C. 1981-1987), \$210,000.

FEDERAL BUREAU OF INVESTIGATION

SALARIES AND EXPENSES

Director.
Compensation.

Limitation.

For expenses necessary for the detection and prosecution of crimes against the United States; protection of the person of the President of the United States; acquisition, collection, classification and preservation of identification and other records and their exchange with the duly authorized officials of the Federal Government, of States, cities, and other institutions; and such other investigations regarding official matters under the control of the Department of Justice and the Department of State as may be directed by the Attorney General, including purchase (not to exceed seven hundred and seventy-five for replacement only) and hire of passenger motor vehicles; purchase at not to exceed \$10,000, for replacement only, of one armored motor vehicle; firearms and ammunition; not to exceed \$36,500 for repairs and alterations at the Federal Bureau of Investigation Training Center, Quantico, Virginia; not to exceed \$10,000 for taxicab hire to be used exclusively for the purposes set forth in this paragraph; not to exceed \$4,500 for expenses of attendance at meetings of organizations concerned with the purposes of this appropriation; payment of rewards; and not to exceed \$70,000 to meet unforeseen emergencies of a confidential character, to be expended under the direction of the Attorney General, and to be accounted for solely on his certificate; \$95,510,000: *Provided*, That the compensation of the Director of the Bureau shall be \$20,000 per annum so long as the position is held by the present incumbent.

None of the funds appropriated for the Federal Bureau of Investigation shall be used to pay the compensation of any civil-service employee.

IMMIGRATION AND NATURALIZATION SERVICE

SALARIES AND EXPENSES

For expenses, not otherwise provided for, necessary for the administration and enforcement of the laws relating to immigration, naturalization, and alien registration, including advance of cash to aliens for meals and lodging while en route; payment of allowances (at a rate not in excess of \$1 per day) to aliens, while held in custody under the immigration laws, for work performed; payment of rewards; not to exceed \$35,000 to meet unforeseen emergencies of a confidential character, to be expended under the direction of the Attorney General and accounted for solely on his certificate; not to exceed \$5,000 for expenses of attendance at meetings of organizations concerned with the purposes of this appropriation; purchase (not to exceed two hundred and fifty-one for replacement only) and hire of passenger motor vehicles; purchase (not to exceed two for replace-

ment only) and maintenance and operation of aircraft; firearms and ammunition; refunds of head tax, maintenance bills, immigration fines, and other items properly returnable, except deposits of aliens who become public charges and deposits to secure payment of fines and passage money; operation, maintenance, remodeling, and repair of buildings and the purchase of equipment incident thereto; reimbursement of the General Services Administration for security guard services for protection of confidential files and for rental of buildings in the District of Columbia; and maintenance, care, detention, surveillance, parole, and transportation of alien enemies and their wives and dependent children, including return of such persons to place of bona fide residence or to such other place as may be authorized by the Attorney General; \$47,550,000: *Provided*, That the compensation of the five assistant commissioners and one district director shall be at the rate of grade GS-16: *Provided further*, That of the amount herein appropriated not to exceed \$50,000 may be used for the emergency replacement of aircraft upon certificate of the Attorney General.

As s i s t a n t c o m -
m i s s i o n e r s ,

A i r c r a f t .

FEDERAL PRISON SYSTEM

SALARIES AND EXPENSES, BUREAU OF PRISONS

For expenses necessary for the administration, operation, and maintenance of Federal penal and correctional institutions, including supervision of United States prisoners in non-Federal institutions and their support in Alaska; not to exceed \$18,000 for expenses of attendance at meetings of organizations concerned with the purposes of this appropriation; purchase of not to exceed twenty-four (of which eighteen shall be for replacement only) and hire of passenger motor vehicles; compilation of statistics relating to prisoners in Federal and non-Federal penal and correctional institutions; payment pursuant to law of claims of employees for loss, damage, or destruction of personal property (31 U. S. C. 238); firearms and ammunition; medals and other awards; payment of rewards; purchase and exchange of farm products and livestock; construction of buildings at prison camps; and acquisition of land as authorized by section 7 of the Act of July 28, 1950 (5 U. S. C. 341f); \$30,735,000: *Provided*, That there may be transferred to the Public Health Service such amounts as may be necessary, in the discretion of the Attorney General, for direct expenditure by that Service for medical relief for inmates of Federal penal and correctional institutions.

63 Stat. 167.

64 Stat. 381.

BUILDINGS AND FACILITIES

For constructing, remodeling, and equipping necessary buildings and facilities at existing penal and correctional institutions, including all necessary expenses incident thereto, by contract or force account, \$1,425,000: *Provided*, That labor of United States prisoners may be used for work performed under this appropriation.

For preparation of plans and study of sites of a maximum-custody penitentiary and a western youth-guidance center, \$250,000: *Provided*, That no site shall be selected until further action by the Congress.

SUPPORT OF UNITED STATES PRISONERS

For support of United States prisoners in non-Federal institutions, including necessary clothing and medical aid, and payment of rewards; \$2,800,000.

OFFICE OF ALIEN PROPERTY

SALARIES AND EXPENSES

40 Stat. 411.
50 USC app. 1.
64 Stat. 12.

The Attorney General, or such officer as he may designate, is hereby authorized to pay out of any funds or other property or interest vested in him or transferred to him pursuant to or with respect to the Trading With the Enemy Act of October 6, 1917, as amended (50 U. S. C. App.) and the International Claims Settlement Act, as amended (22 U. S. C. 1631), necessary expenses incurred in carrying out the powers and duties conferred on the Attorney General pursuant to said Acts: *Provided*, That not to exceed \$3,000,000 shall be available in the current fiscal year for the general administrative expenses of the Office of Alien Property, including rent of private or Government-owned space in the District of Columbia; and expenses of attendance at meetings of organizations concerned with the purposes of this authorization: *Provided further*, That on or before November 1 of the current fiscal year, the Attorney General shall make a report to the Appropriations Committees of the Senate and the House of Representatives giving detailed information on all administrative and nonadministrative expenses incurred during the next preceding fiscal year in connection with the activities of the Office of Alien Property: *Provided further*, That of the total amount herein authorized the amount of \$100,000 is to be transferred to the appropriation for "Salaries and expenses, general administration", Justice.

GENERAL PROVISIONS—DEPARTMENT OF JUSTICE

SEC. 202. None of the funds appropriated by this title may be used to pay the compensation of any person hereafter employed as an attorney (except foreign counsel employed in special cases) unless such person shall be duly licensed and authorized to practice as an attorney under the laws of a State, Territory, or the District of Columbia.

SEC. 203. Sixty per centum of the expenditures for the offices of the United States attorney and the United States marshal for the District of Columbia from all appropriations in this title shall be reimbursed to the United States from any funds in the Treasury of the United States to the credit of the District of Columbia.

SEC. 204. Appropriations and authorizations made in this title which are available for expenses of attendance at meetings shall be expended for such purposes in accordance with regulations prescribed by the Attorney General.

60 Stat. 810.

SEC. 205. Appropriations and authorizations made in this title for salaries and expenses shall be available for services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a).

5 USC 2131 note.

SEC. 206. Appropriations for the current fiscal year for "Salaries and expenses, general administration", "Salaries and expenses, Federal Bureau of Investigation", "Salaries and expenses, Immigration and Naturalization Service", and "Salaries and expenses, Bureau of Prisons", shall be available for uniforms and allowances therefor as authorized by the Act of September 1, 1954 (68 Stat. 1114), as amended.

Citation of title.

This title may be cited as the "Department of Justice Appropriation Act, 1957".

TITLE III—THE JUDICIARY

SUPREME COURT OF THE UNITED STATES

Salaries: For the Chief Justice and eight Associate Justices, and all other officers and employees, whose compensation shall be fixed

by the Court, except as otherwise provided by law, and who may be employed and assigned by the Chief Justice to any office or work of the Court, \$1,181,600.

Printing and binding Supreme Court reports: For printing and binding the advance opinions, preliminary prints, and bound reports of the Court, \$91,200.

Miscellaneous expenses: For miscellaneous expenses to be expended as the Chief Justice may approve, \$55,150.

Care of the building and grounds: For such expenditures as may be necessary to enable the Architect of the Capitol to carry out the duties imposed upon him by the Act approved May 7, 1934 (40 U. S. C. 13a-13b), including improvements, maintenance, repairs, equipment, supplies, materials, and appurtenances; special clothing for workmen; and personal and other services (including temporary labor without reference to the Classification and Retirement Acts, as amended), and for snow removal by hire of men and equipment or under contract without compliance with section 3709 of the Revised Statutes, as amended (41 U. S. C. 5); \$194,000.

48 Stat. 668.

Automobile for the Chief Justice: For purchase, exchange, lease, driving, maintenance, and operation of an automobile for the Chief Justice of the United States, \$5,835.

COURT OF CUSTOMS AND PATENT APPEALS

Salaries and expenses: For salaries of the chief judge, four associate judges, and all other officers and employees of the court, and necessary expenses of the court, including exchange of books, and traveling expenses, as may be approved by the chief judge, \$284,850.

CUSTOMS COURT

Salaries and expenses: For salaries of the chief judge, eight judges, and all other officers and employees of the court, and necessary expenses of the court, including exchange of books, and traveling expenses, as may be approved by the chief judge, \$625,000: *Provided*, That traveling expenses of judges of the Customs Court shall be paid upon the written certificate of the judge.

COURT OF CLAIMS

Salaries and expenses: For salaries of the chief judge, four associate judges, and all other officers and employees of the Court, and for other necessary expenses, including stenographic and other fees and charges necessary in the taking of testimony, and travel, \$693,000.

Repairs and improvements: For necessary repairs and improvements to the Court of Claims buildings, to be expended under the supervision of the Architect of the Capitol, \$9,000.

COURTS OF APPEALS, DISTRICT COURTS, AND OTHER JUDICIAL SERVICES

Salaries of judges: For salaries of circuit judges; district judges (including judges of the district courts of Alaska, the Virgin Islands, the Panama Canal Zone, and Guam); justices and judges of the Supreme Court and circuit courts of the Territory of Hawaii; justices and judges retired or resigned under title 28, United States Code, sections 371, 372, and 373; and annuities of widows of justices of the Supreme Court of the United States in accordance with title 28, United States Code, section 375; \$8,406,000.

62 Stat. 903.

Salaries of supporting personnel: For salaries of all officials and employees of the Federal Judiciary, not otherwise specifically pro-

69 Stat. 172.
5 USC 1113.

63 Stat. 967.
5 USC 1121-
1125.

62 Stat. 815.

D. C. Code 21-
308.

62 Stat. 914.

60 Stat. 326.

39 USC 355.

60 Stat. 327.

vided for, \$16,475,500: *Provided*, That the compensation of secretaries and law clerks of circuit and district judges shall be fixed by the Director of the Administrative Office without regard to the Classification Act of 1949, as amended, except that the salary of a secretary shall conform with that of the General Schedule grades (GS) 4, 5, 6, 7, or 8, as the appointing judge shall determine, and the salary of a law clerk shall conform with that of the General Schedule grades (GS) 5, 7, 9, 11, or 12, as the appointing judge shall determine, subject to review by the judicial council of the circuit if requested by the Director, such determination by the judge otherwise to be final: *Provided further*, That (exclusive of step increases corresponding with those provided for by title VII of the Classification Act of 1949, as amended, and of compensation paid for temporary assistance needed because of an emergency) the aggregate salaries paid to secretaries and law clerks appointed by one judge shall not exceed \$11,360 per annum, except in the case of the chief judge of each circuit and the chief judge of each district court having five or more district judges, in which case the aggregate salaries shall not exceed \$15,440 per annum.

Fees of jurors and commissioners: For fees, expenses, and costs of jurors (including meals and lodging for jurors in Alaska, as provided by section 193, title II, of the Act of June 6, 1900, 31 Stat. 362); compensation of jury commissioners; and fees of United States commissioners and other committing magistrates acting under title 18, United States Code, section 3041; \$4,250,000.

Travel and miscellaneous expenses: For necessary travel and miscellaneous expenses, not otherwise provided for, incurred by the Judiciary, including the purchase of firearms and ammunition, the cost of contract statistical services for the office of Register of Wills of the District of Columbia and not to exceed \$1,000 for the payment of fees to attorneys appointed in accordance with the Act of June 8, 1938 (52 Stat. 625), not exceeding \$25, in any one case, \$2,721,800: *Provided*, That this sum shall be available, in an amount not to exceed \$12,000 for expenses of attendance at meetings concerned with the work of Federal Probation when incurred on the written authorization of the Director of the Administrative Office of the United States Courts.

Administrative Office of the United States Courts: For necessary expenses of the Administrative Office of the United States Courts, including travel, advertising, and rent in the District of Columbia and elsewhere, \$753,500.

Air conditioning courtrooms, offices and other rooms assigned for the use of courts of appeals and district courts in federally owned buildings: For the purchase and installation of air conditioning units in courtrooms, offices, and other rooms, assigned for the use of courts of appeals and district courts in federally owned buildings outside the District of Columbia, upon authorization of the Director, Administrative Office of the United States Courts, pursuant to section 604 (a) (11) of Title 28, United States Code, \$575,000.

Salaries of referees: For salaries of referees as authorized by the Act of June 28, 1946, as amended (11 U. S. C. 68), not to exceed \$1,233,500, to be derived from the referees' salary fund established in pursuance of said Act.

Expenses of referees: For miscellaneous expenses of referees, United States courts, including the salaries of their clerical assistants, travel, purchase of envelopes without regard to the Act of June 26, 1906 (34 Stat. 476), not to exceed \$1,874,200, to be derived from the referees' expense fund established in pursuance of the Act of June 28, 1946, as amended (11 U. S. C. 68 (c) (4)).

GENERAL PROVISIONS—THE JUDICIARY

SEC. 302. Sixty per centum of the expenditures for the District Court of the United States for the District of Columbia from all appropriations under this title and 30 per centum of the expenditures for the United States Court of Appeals for the District of Columbia from all appropriations under this title shall be reimbursed to the United States from any funds in the Treasury to the credit of the District of Columbia.

Reimbursement
to U. S.

SEC. 303. The reports of the United States Court of Appeals for the District of Columbia shall not be sold for a price exceeding that approved by the court and for not more than \$6.50 per volume.

U. S. Court of Ap-
peals, reports.

This title may be cited as the "Judiciary Appropriation Act, 1957".

Citation of title.

TITLE IV—UNITED STATES INFORMATION AGENCY

Salaries and expenses: For expenses necessary to enable the United States Information Agency, as authorized by Reorganization Plan Numbered 8 of 1953, and the United States Information and Educational Exchange Act, as amended (22 U. S. C. 1431 et seq.), to carry out international information activities, including employment, without regard to the civil-service and classification laws, of (1) persons on a temporary basis (not to exceed \$120,000), (2) aliens within the United States, and (3) aliens abroad for service in the United States relating to the translation or narration of colloquial speech in foreign languages (such aliens to be investigated for such employment in accordance with procedures established by the Secretary of State and the Attorney General); travel expenses of aliens employed abroad for service in the United States to and from the United States; salaries, expenses, and allowances of personnel and dependents as authorized by the Foreign Service Act of 1946, as amended (22 U. S. C. 801-1158); expenses of attendance at meetings concerned with activities provided for under this appropriation (not to exceed \$6,000); entertainment within the United States (not to exceed \$1,000); hire of passenger motor vehicles; insurance of official motor vehicles in foreign countries when required by the law of such countries; purchase of space in publications abroad, without regard to the provisions of law set forth in 44 U. S. C. 322; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); payment of tort claims, in the manner authorized in the first paragraph of section 2672, as amended, of title 28 of the United States Code when such claims arise in foreign countries; advance of funds notwithstanding section 3648 of the Revised Statutes, as amended; purchase of caps for personnel employed abroad; dues for library membership in organizations which issue publications to members only, or to members at a price lower than to others; employment of aliens, by contract, for service abroad; purchase of ice and drinking water abroad; payment of excise taxes on negotiable instruments abroad; cost of transporting to and from a place of storage and the cost of storing the furniture and household and personal effects of an employee of the Foreign Service who is assigned to a post at which he is unable to use his furniture and effects, under such regulations as the Director may prescribe; actual expenses of preparing and transporting to their former homes the remains of persons, not United States Government employees, who may die away from their homes while participating in activities authorized under this appropriation; radio activities and acquisition and production of motion pictures and visual materials and

67 Stat. 642,
5 USC 1332-15
note.
62 Stat. 6.

60 Stat. 999.

20 Stat. 216.
60 Stat. 810.

62 Stat. 983.

60 Stat. 809,
31 USC 529.

63 Stat. 166,
5 USC 835 note.

Information es-
tablishments a-
broad.

63 Stat. 384.

purchase or rental of technical equipment and facilities therefor, narration, script-writing, translation, and engineering services, by contract or otherwise; maintenance, improvement, and repair of properties used for information activities in foreign countries; fuel and utilities for Government-owned or leased property abroad; rental or lease for periods not exceeding five years of offices, buildings, grounds, and living quarters for officers and employees engaged in informational activities abroad; travel expenses for employees attending official international conferences, without regard to the Standardized Government Travel Regulations and to the rates of per diem allowances in lieu of subsistence expenses under the Travel Expense Act of 1949, but at rates not in excess of comparable allowances approved for such conferences by the Secretary of State; and purchase of objects for presentation to foreign governments, schools, or organizations; \$113,000,000, of which not less than \$9,000,000 shall be used to purchase foreign currencies or credits owed to or owned by the Treasury of the United States and of which sum not less than \$350,000 shall be available by contracts with one or more private international broadcasting licensees for the purpose of developing and broadcasting under private auspices, but under the general supervision of the United States Information Agency, radio programs to Latin America, Western Europe, Africa, as well as other areas of the free world, which programs shall be designed to cultivate friendship with the peoples of the countries in those areas, and to build improved international understanding: *Provided*, That not to exceed \$50,000 may be used for representation abroad: *Provided further*, That this appropriation shall be available for expenses in connection with travel of personnel outside the continental United States, including travel of dependents and transportation of personal effects, household goods, or automobiles of such personnel, when any part of such travel or transportation begins in the current fiscal year pursuant to travel orders issued in that year, notwithstanding the fact that such travel or transportation may not be completed during the current year: *Provided further*, That funds may be exchanged for payment of expenses in connection with the operation of information establishments abroad without regard to the provisions of section 3651 of the Revised Statutes (31 U. S. C. 543): *Provided further*, That passenger motor vehicles used abroad exclusively for the purposes of this appropriation may be exchanged or sold, pursuant to section 201 (c) of the Act of June 30, 1949 (40 U. S. C. 481 (c)), and the exchange allowances or proceeds of such sales shall be available for replacement of an equal number of such vehicles and the cost, including the exchange allowance of each such replacement, except buses and station wagons, shall not exceed \$1,350: *Provided further*, That, notwithstanding the provisions of section 3679 of the Revised Statutes, as amended (31 U. S. C. 665), the United States Information Agency is authorized in making contracts for the use of international short-wave radio stations and facilities, to agree on behalf of the United States to indemnify the owners and operators of said radio stations and facilities from such funds as may be hereafter appropriated for the purpose against loss or damage on account of injury to persons or property arising from such use of said radio stations and facilities: *Provided further*, That existing appointments and assignments to the Foreign Service Reserve for the purposes of foreign information and educational activities which expire during the current fiscal year may be extended for a period of one year in addition to the period of appointment or assignment otherwise authorized.

TITLE V—FUNDS APPROPRIATED TO THE PRESIDENT

REFUGEE RELIEF

For expenses necessary to enable the President, by transfer to such officer or agency of the Government as may be appropriate, to carry out the provisions of the Refugee Relief Act of 1953 (Public Law 203, approved August 7, 1953, including liquidation expenses; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates not in excess of \$50 per diem for individuals; printing and binding outside the continental United States without regard to section 11 of the Act of March 1, 1919 (44 U. S. C. 111); hire of passenger motor vehicles; expenses of attendance at meetings concerned with the purpose of this appropriation; not to exceed \$25,000 for expenses of a confidential nature, to be accounted for solely on the certificate of the officer to whom funds are transferred by the President from this appropriation; and of which not less than \$600,000 shall be for capital for the making of loans; \$8,500,000: *Provided*, That funds appropriated herein shall be available in accordance with authority granted hereunder or under authority governing the activities of the Government agencies to which such funds are allocated.

67 Stat. 400.
50 USC app. 1971
note.

60 Stat. 810.

40 Stat. 1270.

TITLE VI—FEDERAL PRISON INDUSTRIES,
INCORPORATED

The following corporation is hereby authorized to make such expenditures, within the limits of funds and borrowing authority available to such corporation, and in accord with the law, and to make such contracts and commitments without regard to fiscal year limitations as provided by section 104 of the Government Corporation Control Act, as amended, as may be necessary in carrying out the programs set forth in the budget for the fiscal year 1957 for such corporation, except as hereinafter provided:

61 Stat. 584.
31 USC 849.

Federal Prison Industries, Incorporated: Not to exceed \$422,000 of the funds of the corporation shall be available for its administrative expenses, including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), and not to exceed \$528,000 for the expenses of vocational training of prisoners, both amounts to be computed on an accrual basis and to be determined in accordance with the corporation's prescribed accounting system in effect on July 1, 1946, and shall be exclusive of depreciation, payment of claims, expenditures which the said accounting system requires to be capitalized or charged to cost of commodities acquired or produced, including selling and shipping expenses, and expenses in connection with acquisition, construction, operation, maintenance, improvement, protection, or disposition of facilities and other property belonging to the corporation or in which it has an interest.

60 Stat. 810.

TITLE VII—GENERAL PROVISIONS

SEC. 701. No part of any appropriation contained in this Act shall be used for publicity or propaganda purposes not heretofore authorized by the Congress.

Publicity or
propaganda.

SEC. 702. No part of any appropriation contained in this Act shall be used to pay any expenses incident to or in connection with participation in the International Materials Conference.

International Ma-
terials Conference.

This Act may be cited as the "Departments of State and Justice, the Judiciary, and Related Agencies Appropriation Act, 1957".

Short title.

Approved June 20, 1956.

Public Law 604

CHAPTER 415

June 20, 1956
[H. R. 10899]

AN ACT

Making appropriations for the Department of Commerce and related agencies for the fiscal year ending June 30, 1957, and for other purposes.

Department of
Commerce and Re-
lated Agencies
Appropriation Act,
1957.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Department of Commerce and related agencies for the fiscal year ending June 30, 1957, namely:

TITLE I—DEPARTMENT OF COMMERCE

GENERAL ADMINISTRATION

Salaries and expenses: For expenses necessary for the general administration of the Department of Commerce, including teletype news service (not exceeding \$1,000); \$2,450,000.

BUREAU OF THE CENSUS

63 Stat. 954.
5 USC 1071 note.

Salaries and expenses: For expenses necessary for collecting, compiling, and publishing current census statistics provided for by law; for general administration, including enumerators at rates to be fixed without regard to the Classification Act of 1949, as amended; and purchase of one passenger motor vehicle for replacement only; \$7,475,000.

Census of governments: For expenses necessary for taking, compiling, and publishing the 1957 census of governments as authorized by law, including personal services by contract or otherwise, at rates to be fixed by the Secretary of Commerce without regard to the Classification Act of 1949, as amended; and additional compensation of Federal employees temporarily detailed for field work under this appropriation; \$1,750,000, to remain available until June 30, 1959.

National housing inventory: For expenses necessary for conducting a survey of housing, including personal services by contract or otherwise at rates to be fixed by the Secretary of Commerce without regard to the Classification Act of 1949, as amended; and compensation of Federal employees temporarily detailed for field work under this appropriation; \$1,000,000.

1958 censuses of business, transportation, manufactures, and mineral industries: For expenses necessary to prepare for the 1958 censuses of business, transportation, manufactures, and mineral industries as authorized by law; \$150,000, to remain available until December 31, 1958.

69 Stat. 226.

Censuses of business, manufactures, and mineral industries: Not to exceed \$900,000 of the amounts heretofore appropriated under the head "Census of agriculture" may be transferred to the appropriation granted under this head in the Department of Commerce and Related Agencies Appropriation Act, 1956.

CIVIL AERONAUTICS ADMINISTRATION

52 Stat. 973.

Operation and regulation: For necessary expenses of the Civil Aeronautics Administration in carrying out the provisions of the Civil Aeronautics Act of 1938, as amended (49 U. S. C. 401), and other Acts incident to the enforcement of safety regulations, maintenance and operation of air-navigation and air-traffic control facilities, and disposal of surplus airports and administering instruments of disposal;

planning, research, and administrative expenses for carrying out the provisions of the Federal Airport Act of May 13, 1946, as amended, including furnishing advisory services to States and other public and private agencies in connection with the construction or improvement of airports and landing areas; developmental work and service-testing as tends to the creation of improved air-navigation facilities, including landing areas, aircraft, aircraft engines, propellers, appliances, personnel, and operation methods, and acquisition of sites for such activities by lease, or grant; purchase of not to exceed one hundred passenger motor vehicles for replacement only; hire of aircraft (not exceeding \$370,000); operation and maintenance of not to exceed eighty-five aircraft; fees and mileage of expert and other witnesses; and purchase and repair of skis and snowshoes; \$126,804,000: *Provided*, That there may be credited to this appropriation, funds received from States, counties, municipalities, and other public authorities for expenses incurred in the maintenance and operation of air-navigation facilities.

60 Stat. 170.
49 USC 1101
note.

Establishment of air-navigation facilities: For an additional amount for the acquisition, establishment, and improvement by contract or purchase and hire of air-navigation facilities, including the initial acquisition of necessary sites by lease or grant; the construction and furnishing of quarters and related accommodations for officers and employees of the Civil Aeronautics Administration and the Weather Bureau stationed at remote localities not on foreign soil where such accommodations are not available; purchase of not to exceed five aircraft for replacement only; the initial flight checking of air-navigation facilities and the transportation by air to and from and within the Territories of the United States of materials and equipment secured under this appropriation; \$40,000,000, to remain available until expended.

Grants-in-aid for airports (liquidation of contract authorization): For liquidation of obligations incurred under authority granted in the Act of August 3, 1955 (69 Stat. 441), to enter into contracts, \$30,000,000, to remain available until expended.

49 USC 1101-
1105, 1108, 1111.

Maintenance and operation, Washington National Airport: For expenses incident to the care, operation, maintenance and protection of the Washington National Airport, including purchase of one passenger motor vehicle for replacement only; purchase, cleaning, and repair of uniforms; and arms and ammunition; \$1,500,000.

Maintenance and operation of public airports, Territory of Alaska: For expenses necessary for the maintenance, improvement, and operation of public airports in the Territory of Alaska, as authorized by law (48 U. S. C. 485 c-h); including arms and ammunition; and purchase, repair, and cleaning of uniforms; \$618,000.

62 Stat. 278.

Air navigation development: For expenses necessary for planning and developing a national system of aids to air navigation and air traffic control common to military and civil air navigation, including research, experimental investigations, purchase and development, by contract or otherwise, of new types of air navigation aids (including plans, specifications, and drawings); hire of aircraft; acquisition of necessary sites by lease or grant; payments in advance under contracts for research or development work; and not to exceed \$192,000 for administrative expenses; \$1,500,000.

CIVIL AERONAUTICS BOARD

Salaries and expenses: For necessary expenses of the Civil Aeronautics Board, including contract stenographic reporting services; employment of temporary guards on a contract or fee basis; salaries and traveling expenses of employees detailed to attend courses of

training conducted by the Government or industries serving aviation; purchase (not to exceed two for replacement only) of passenger motor vehicles; and hire, operation, maintenance, and repair of aircraft; \$4,625,000.

52 Stat. 998.

67 Stat. 644.

49 USC 486 note.

Payments to air carriers: For payments to air carriers of so much of the compensation fixed and determined by the Civil Aeronautics Board under section 406 of the Civil Aeronautics Act of 1938, as amended (49 U. S. C. 486), as is payable by the Civil Aeronautics Board pursuant to Reorganization Plan No. 10 of 1953; \$16,200,000, to remain available until expended.

COAST AND GEODETIC SURVEY

61 Stat. 787.

5 USC 2131 note.

67 Stat. 501.

37 USC 371 note.

Salaries and expenses: For expenses necessary to carry out the provisions of the Act of August 6, 1947 (33 U. S. C. 883a-883i), including purchase of not to exceed three passenger motor vehicles for replacement only; uniforms or allowances therefor, as authorized by the Act of September 1, 1954 (68 Stat. 1114), as amended; lease of sites and the erection of temporary buildings for tide, magnetic or seismological observations; hire of aircraft; operation, maintenance, and repair of an airplane; extra compensation at not to exceed \$15 per month to each member of the crew of a vessel when assigned duties as recorder or instrument observer, and at not to exceed \$1 per day for each station to employees of other Federal agencies while making oceanographic observations or tending seismographs; pay, allowances, gratuities, transportation of dependents and household effects, and payment of funeral expenses, as authorized by law, for not to exceed 185 commissioned officers on the active list; payments under the Uniform Services Contingency Option Act of 1953; and pay of commissioned officers retired in accordance with law; \$10,900,000, of which \$446,000 shall be available for retirement pay of commissioned officers: *Provided*, That during the current fiscal year, this appropriation shall be reimbursed for press costs and costs of paper for charts published by the Coast and Geodetic Survey and furnished for the official use of the military departments of the Department of Defense.

Construction of a surveying ship: For designing, constructing, equipping, and outfitting one surveying ship, as authorized by the Act of August 5, 1955 (69 Stat. 537), \$3,700,000, to remain available until expended.

BUSINESS AND DEFENSE SERVICES ADMINISTRATION

Salaries and expenses: For necessary expenses of the Business and Defense Services Administration, including transportation and not to exceed \$15 per diem in lieu of subsistence for persons serving without compensation while away from their homes or regular places of business, \$6,900,000.

BUREAU OF FOREIGN COMMERCE

Salaries and expenses: For necessary expenses of the Bureau of Foreign Commerce, including the purchase of commercial and trade reports; \$2,400,000.

OFFICE OF BUSINESS ECONOMICS

Salaries and expenses: For necessary expenses of the Office of Business Economics, \$960,000.

MARITIME ACTIVITIES

Ship construction: For payment of construction-differential subsidy and cost of national-defense features incident to construction of ships for operation in foreign commerce (46 U. S. C. 1152, 1154), and the cost of national-defense features incident to construction of vessels for domestic operation (46 U. S. C. 1159); for payment of construction-differential subsidy and cost of national-defense features incident to the reconstruction and reconditioning of ships under title V of the Merchant Marine Act, 1936, as amended (46 U. S. C. 1154); for reconditioning and betterment of one ship in the national-defense reserve fleet; for acquisition of used ships pursuant to section 510 of the Merchant Marine Act, 1936, as amended (46 U. S. C. 1160), and the payment of cost of national-defense features incorporated in new tankers constructed to replace used tankers; and for research, development, and design expenses incident to new and advanced ship design, machinery, and equipment; \$82,700,000, to remain available until expended: *Provided*, That transfers may be made to the appropriation for the current fiscal year for "Salaries and expenses" for administrative and warehouse expenses (not to exceed \$1,115,000) and for reserve fleet expenses (not to exceed \$500,000), and any such transfers shall be without regard to the limitations under that appropriation on the amounts available for such expenses: *Provided further*, That appropriations granted herein shall be available to pay construction-differential subsidy granted by the Federal Maritime Board, pursuant to section 501 (c) of the Merchant Marine Act, 1936, as amended, to aid in the reconstruction of any Mariner-class ships sold under the provisions of title VII of the 1936 Act: *Provided further*, That all ship construction, reconditioning, and betterment of vessels appropriated for herein, shall be performed in shipyards in the continental United States: *Provided further*, That no funds contained in this Act may be used to commence construction, reconstruction, conversion, reconditioning, or betterment of any vessel until the total Federal funds required to complete such work have been appropriated.

Operating-differential subsidies: For the payment of obligations incurred for operating-differential subsidies granted on or after January 1, 1947, as authorized by the Merchant Marine Act, 1936, as amended, and in appropriations heretofore made to the United States Maritime Commission, \$124,000,000, to remain available until expended: *Provided*, That to the extent that the operating-differential subsidy accrual (computed on the basis of parity) is represented on the operator's books by a contingent accounts receivable item against the United States as a partial or complete offset to the recapture accrual, the operator (1) shall be excused from making deposits in the special reserve fund, and (2) as to the amount of such earnings the deposit of which is so excused shall be entitled to the same tax treatment as though it had been deposited in said special reserve fund. To the extent that any amount paid to the operator by the United States reduces the balance in the operator's contingent receivable account against the United States, such amount shall forthwith be deposited in the special reserve fund of the operator: *Provided further*, That no contracts shall be executed during the current fiscal year by the Federal Maritime Board which will obligate the Government to pay operating differential subsidy on more than two thousand and forty voyages in any one calendar year, including voyages covered by contracts in effect at the beginning of the current fiscal year.

Salaries and expenses: For expenses necessary for carrying into effect the Merchant Marine Act, 1936, and other laws administered

49 Stat. 1996,
1998.

49 Stat. 2000.

53 Stat. 1183.

49 Stat. 1995.
46 USC 1151.

49 Stat. 2008.
46 USC 1191-
1204.

49 Stat. 1985.
46 USC ch. 27.

49 Stat. 1985.
46 USC ch. 27.

by the Federal Maritime Board and the Maritime Administration, \$15,350,000, within limitations as follows:

Administrative expenses, including not to exceed \$1,125 for entertainment of officials of other countries when specifically authorized by the Maritime Administrator and purchase of not to exceed four passenger motor vehicles for replacement only, \$6,500,000;

Maintenance of shipyard and reserve training facilities and operation of warehouses, \$1,600,000;

Reserve fleet expenses, \$7,250,000.

53 Stat. 1182.
37 USC 231 et
seq.

Maritime training: For training cadets as officers of the merchant marine at the Merchant Marine Academy at Kings Point, New York, including pay and allowances for personnel of the United States Maritime Service as authorized by law (46 U. S. C. 1126, 63 Stat. 802, 64 Stat. 794, and 66 Stat. 79); not to exceed \$2,500 for contingencies for the Superintendent, United States Merchant Marine Academy, to be expended in his discretion; and not to exceed \$35,000 for transfer to applicable appropriations of the Public Health Service for services rendered the Maritime Administration; \$2,200,000, including uniform and textbook allowances for cadet midshipmen, at an average yearly cost of not to exceed \$200 per cadet: *Provided*, That except as herein provided for uniform and textbook allowances this appropriation shall not be used for compensation or allowances for cadets.

36 Stat. 1353.

State marine schools: To reimburse the State of California, \$47,500; the State of Maine, \$47,500; the State of Massachusetts, \$47,500; and the State of New York, \$47,500; for expenses incurred in the maintenance and support of marine schools in such States as provided in the Act authorizing the establishment of marine schools, and so forth, approved March 4, 1911, as amended (34 U. S. C. 1121–1123); \$149,800 for the maintenance and repair of vessels loaned by the United States to the said States for use in connection with such State marine schools; and \$320,200 for allowances for uniforms, textbooks, and subsistence of cadets at State marine schools, to be paid in accordance with regulations established pursuant to law (46 U. S. C. 1126 (b)); \$660,000.

53 Stat. 1182.

69 Stat. 239.

Repair of reserve fleet vessels (liquidation of contract authorization): Advances may be made from the appropriation granted under this head in the Department of Commerce and Related Agencies Appropriation Act, 1956, to the appropriation for the current fiscal year for "Salaries and expenses, maritime activities", for administrative expenses (not to exceed \$150,000) and for reserve fleet expenses (in such amounts as may be required), and such advances shall be in addition to amounts otherwise made available for such expenses.

61 Stat. 697.

War Shipping Administration liquidation: The unexpended balance of the appropriation to the Secretary of the Treasury in the Second Supplemental Appropriation Act, 1948, for liquidation of obligations approved by the General Accounting Office as properly incurred against funds of the War Shipping Administration prior to January 1, 1947, is hereby continued available during the current fiscal year, and shall be available for the payment of obligations incurred against the working fund titled: "Working fund, Commerce, War Shipping Administration functions, December 31, 1946".

General provisions.

General provisions—Maritime activities: No additional vessels shall be allocated under charter, nor shall any vessel be continued under charter by reason of any extension of chartering authority beyond June 30, 1949, unless the charterer shall agree that the Maritime Administration shall have no obligation upon redelivery to accept or pay for consumable stores, bunkers and slop-chest items, except with respect to such minimum amounts of bunkers as the Maritime Admin-

istration considers advisable to be retained on the vessel and that prior to such redelivery all consumable stores, slop-chest items, and bunkers over and above such minimums shall be removed from the vessel by the charterer at his own expense.

No money made available to the Department of Commerce, for maritime activities, by this or any other Act shall be used in payment for a vessel the title to which is acquired by the Government either by requisition or purchase, or the use of which is taken either by requisition or agreement, or which is insured by the Government and lost while so insured, unless the price or hire to be paid therefor (except in cases where section 802 of the Merchant Marine Act, 1936, as amended, is applicable) is computed in accordance with subsection 902 (a) of said Act, as that subsection is interpreted by the General Accounting Office.

53 Stat. 1254,
1255.
46 USC 1212,
1242.

Notwithstanding any other provision of this Act, the Maritime Administration is authorized to furnish utilities and services and make necessary repairs in connection with any lease, contract, or occupancy involving Government property under control of the Maritime Administration, and payments received by the Maritime Administration for utilities, services, and repairs so furnished or made shall be credited to the appropriation charged with the cost thereof: *Provided*, That rental payments under any such lease, contract, or occupancy on account of items other than such utilities, services, or repairs shall be covered into the Treasury as miscellaneous receipts.

Utilities, serv-
ices and repairs.

No obligations shall be incurred during the current fiscal year from the construction fund established by the Merchant Marine Act, 1936, or otherwise, in excess of the appropriations and limitations contained in this Act, or in any prior appropriation Act, and all receipts which otherwise would be deposited to the credit of said fund shall be covered into the Treasury as miscellaneous receipts.

49 Stat. 1987.
46 USC 1116.

Vessel operations revolving fund: Hereafter the vessel operations revolving fund, created by the Third Supplemental Appropriation Act, 1951, shall be available for necessary expenses incurred, in connection with protection, preservation, maintenance, acquisition, or use of vessels involved in mortgage-foreclosure or forfeiture proceedings instituted by the United States, including payment of prior claims and liens, expenses of sale, or other charges incident thereto; for necessary expenses incident to the redelivery and lay-up, in the United States, of ships now chartered under agreements which do not call for their return to the United States; for activation, repair and deactivation of merchant ships chartered for limited emergency purposes during the fiscal year 1957 under the jurisdiction of the Secretary of Commerce; and for payment of expenses of custody and husbanding of Government-owned ships other than those within reserve fleets: *Provided*, That not to exceed \$5,000,000 of the funds of the vessel operations revolving fund may be used during the fiscal year 1957 for the purposes set forth in this paragraph.

65 Stat. 59,
46 USC 1241a.

Inland Waterways Corporation (administered under the supervision and direction of the Secretary of Commerce): Not to exceed \$14,000 shall be available for administrative expenses to be determined in the manner set forth under the title "General expenses" in the Uniform System of Accounts for Carriers by Water of the Interstate Commerce Commission (effective January 1, 1947).

PATENT OFFICE

Salaries and expenses: For necessary expenses of the Patent Office, including services as authorized by section 15 of the Act of August 2,

60 Stat. 810.

1946 (5 U. S. C. 55a), at rates for individuals not to exceed \$75 per diem (not to exceed \$25,000); and defense of suits instituted against the Commissioner of Patents; \$17,000,000.

BUREAU OF PUBLIC ROADS

General administrative expenses: Necessary expenses of administration, including advertising (including advertising in the city of Washington for work to be performed in areas adjacent thereto), purchase of seventy-five passenger motor vehicles for replacement only, and the maintenance and repairs of experimental highways, shall be paid, in accordance with law, from appropriations available to the Bureau of Public Roads.

42 Stat. 217.

Of the total amount available from appropriations of the Bureau of Public Roads for general administrative expenses, pursuant to the provisions of section 21 of the Act of November 9, 1921, as amended (23 U. S. C. 21), \$100,000 shall be available for all necessary expenses to enable the President to utilize the services of the Bureau of Public Roads in fulfilling the obligations of the United States under the Convention on the Pan-American Highway Between the United States and Other American Republics (51 Stat. 152), cooperation with several governments, members of the Pan American Union, in connection with the survey and construction of the Inter-American Highway, and for performing engineering service in Pan-American countries for and upon the request of any agency or governmental corporation of the United States.

39 Stat. 355.
23 USC 9a note.

Federal-aid highways: For carrying out the provisions of the Act of July 11, 1916, as amended and supplemented (23 U. S. C. 1-22, 24-105, 107-117), to remain available until expended, \$775,000,000, which sum is composed of \$186,500,000, the balance of the amount authorized to be appropriated for the fiscal year 1955, \$585,500,000, a part of the amount authorized to be appropriated for the fiscal year 1956, and \$30,401, \$14,097, \$1,034,766, and \$985,204, the latter sums being for reimbursement of the sums expended for the repair or reconstruction of highways and bridges which have been damaged or destroyed by floods, hurricanes, or landslides, as provided by section 4 of the Act approved June 8, 1938, section 7 of the Act approved July 13, 1943, and section 9 of the Act approved September 7, 1950, as amended (23 U. S. C. 13a and 13b), and section 7 of the Act approved June 25, 1952, and \$935,532 for reimbursement of the sums expended for the design and construction of highway bridges upon and across dams in accordance with the Act of July 29, 1946 (60 Stat. 709).

52 Stat. 634.

57 Stat. 561.

64 Stat. 789.

66 Stat. 161.

23 USC 64-69.

42 Stat. 218; 49
Stat. 1520.

Forest highways: For expenses, not otherwise provided for, necessary for carrying out the provisions of section 23 of the Federal Highway Act of November 9, 1921, as amended (23 U. S. C. 23, 23a), to remain available until expended, \$23,000,000, which sum is composed of \$16,750,000, the remainder of the amount authorized to be appropriated for the fiscal year 1956, and \$6,250,000, a part of the amount authorized to be appropriated for the fiscal year 1957: *Provided*, That this appropriation shall be available for the rental, purchase, construction, or alteration of buildings and sites necessary for the storage and repair of equipment and supplies used for road construction and maintenance, but the total cost of any such item under this authorization shall not exceed \$15,000.

Public lands highways (liquidation of contract authorization): For payment of obligations incurred pursuant to the contract authorization granted by section 6 of the Federal-Aid Highway Act of 1954 (68 Stat. 73), to remain available until expended, \$1,000,000, which sum is composed of \$625,000, the remainder of the amount authorized

for fiscal year 1956, and \$375,000, a part of the amount authorized for fiscal year 1957.

General provisions—Bureau of Public Roads: None of the money appropriated for the work of the Bureau of Public Roads during the current fiscal year shall be paid to any State on account of any project on which convict labor shall be employed, but this provision shall not apply to labor performed by convicts on parole or probation.

General provisions.
Convict labor.

During the current fiscal year authorized engineering or other services in connection with the survey, construction, and maintenance, or improvement of roads may be performed for other Government agencies, cooperating foreign countries, and State cooperating agencies, and reimbursement for such services (which may include depreciation on engineering and road-building equipment used) shall be credited to the appropriation concerned.

Agency cooperation, etc.

During the current fiscal year appropriations for the work of the Bureau of Public Roads shall be available for expenses of warehouse maintenance and the procurement, care, and handling of supplies, materials, and equipment for distribution to projects under the supervision of the Bureau of Public Roads, or for sale or distribution to other Government activities, cooperating foreign countries, and State cooperating agencies, and the cost of such supplies and materials or the value of such equipment (including the cost of transportation and handling) may be reimbursed to current applicable appropriations.

Warehouse maintenance, etc.

Appropriations to the Bureau of Public Roads may be used in emergency for medical supplies and services and other assistance necessary for the immediate relief of employees engaged on hazardous work under that Bureau, and for temporary services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), but at rates for individuals not in excess of \$100 per diem.

Emergency services.

60 Stat. 810.

NATIONAL BUREAU OF STANDARDS

Expenses: For expenses necessary in performing the functions authorized by the Act of March 3, 1901, as amended (15 U. S. C. 271–278c), including general administration; operation, maintenance, alteration, and protection of grounds and facilities; and improvement and construction of temporary or special facilities as authorized by section 2 of the Act of July 21, 1950 (15 U. S. C. 286); \$8,750,000: *Provided*, That during the current fiscal year the maximum base rate of compensation for employees appointed pursuant to the Act of July 21, 1950 (15 U. S. C. 285), shall be equivalent to the entrance rate of GS-12.

31 Stat. 1449.

64 Stat. 371.

64 Stat. 370.

Plant and equipment: For construction of a pilot electronic data-processing device to be used in the performance of functions authorized by the Act of March 3, 1901, as amended (15 U. S. C. 271–278c); repair of mechanical facilities; and expenses incurred, as authorized by section 2 of the Act of July 21, 1950 (15 U. S. C. 286), in the construction or improvement of buildings, grounds, and other facilities, and, without regard to the cost limitation contained in that Act, the construction of field station buildings at Anchorage, Alaska, and at Maui, Territory of Hawaii; and purchase of six passenger motor vehicles for replacement only; \$450,000, to remain available until expended.

31 Stat. 1449.

64 Stat. 371.

Construction of facilities: For acquisition of necessary land and to initiate the design of the facilities to be constructed thereon for the National Bureau of Standards outside of the District of Columbia to remain available until expended, \$930,000, to be transferred to the General Services Administration.

WEATHER BUREAU

Salaries and expenses: For expenses necessary for the Weather Bureau, including maintenance and operation of aircraft; purchase of three passenger motor vehicles for replacement only; not to exceed \$25,000 for services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); and not to exceed \$10,000 for maintenance of a printing office in the city of Washington, as authorized by law; \$35,400,000: *Provided*, That during the current fiscal year, the maximum amount authorized under section 3 (a) of the Act of June 2, 1948 (15 U. S. C. 327), for extra compensation to employees of other Government agencies for taking and transmitting meteorological observations, shall be \$5 per day; and the maximum base rate of pay authorized under section 3 (b) of said Act, for employees conducting meteorological investigations in the Arctic region, shall be \$6,500 per annum, except that not more than five of such employees at any one time may receive a base rate of \$9,000 per annum, and such employees may be appointed without regard to the Classification Act of 1949, as amended.

60 Stat. 810.

62 Stat. 287.

63 Stat. 954.
5 USC 1071 note.

Establishment of meteorological facilities: For an additional amount for the acquisition, establishment, and relocation of meteorological facilities and related equipment, including the alteration and modernization of existing facilities; \$2,500,000, to remain available until June 30, 1959.

GENERAL PROVISIONS—DEPARTMENT OF COMMERCE

SEC. 102. During the current fiscal year applicable appropriations and funds available to the Department of Commerce shall be available for the activities specified in the Act of October 26, 1949 (5 U. S. C. 596a), to the extent and in the manner prescribed by said Act.

63 Stat. 907.

SEC. 103. Appropriations in this title available for salaries and expenses shall be available for expenses of attendance at meetings of organizations concerned with the activities for which the appropriations are made; hire of passenger motor vehicles; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), but, unless otherwise specified, at rates for individuals not to exceed \$50 per diem; and uniforms, or allowances therefor, as authorized by the Act of September 1, 1954 (68 Stat. 1114), as amended.

60 Stat. 810.

5 USC 2131 note.

TITLE II—THE PANAMA CANAL

CANAL ZONE GOVERNMENT

Operating expenses: For operating expenses necessary for the Canal Zone Government, including operation of the Postal Service of the Canal Zone; hire of passenger motor vehicles; uniforms or allowances therefor, as authorized by the Act of September 1, 1954 (68 Stat. 1114), as amended; expenses incident to conducting hearings on the Isthmus; expenses of attendance at meetings, when authorized by the Governor of the Canal Zone, of organizations concerned with activities pertaining to the Canal Zone Government; expenses of special training of employees of the Canal Zone Government as authorized by law (63 Stat. 602); contingencies of the Governor; residence for the Governor; medical aid and support of the insane and of lepers and aid and support of indigent persons legally within the Canal Zone, including expenses of their deportation when practicable; and payments of not to exceed \$50 in any one case to persons within the Government service who shall furnish blood for transfusions; \$15,410,000.

5 USC 2131 note.

Capital outlay: The appropriation heretofore granted under this head shall be available during the current fiscal year for the purchase of not to exceed eight passenger motor vehicles for replacement only.

PANAMA CANAL COMPANY

The following corporation is hereby authorized to make such expenditures, within the limits of funds and borrowing authority available to it and in accord with law, and to make such contracts and commitments without regard to fiscal year limitations as provided by section 104 of the Government Corporation Control Act, as amended, as may be necessary in carrying out the programs set forth in the Budget for the fiscal year 1957 for such corporation, except as hereinafter provided:

61 Stat. 584.
31 USC 849.

Not to exceed \$3,679,000 of the funds available to the Panama Canal Company shall be available during the current fiscal year for general and administrative expenses of the Company, which shall be computed on an accrual basis: *Provided*, That as used herein, the term "general and administrative expenses" shall not be construed to include expenses otherwise classified in the preceding fiscal year: *Provided further*, That funds available for operating expenses shall be available for the purchase of not to exceed eighteen passenger motor vehicles for replacement only, and for uniforms or allowances therefor, as authorized by the Act of September 1, 1954 (68 Stat. 1114), as amended.

5 USC 2131 note.

GENERAL PROVISIONS—THE PANAMA CANAL

SEC. 202. No part of any appropriation contained in this Act shall be used directly or indirectly, except for temporary employment in case of emergency, for the payment of any civilian for services rendered by him on the Canal Zone while occupying a skilled, technical, clerical, administrative, executive, or supervisory position unless such person is a citizen of the United States of America or of the Republic of Panama: *Provided, however*, (1) That, notwithstanding the provision in the Act approved August 11, 1939 (53 Stat. 1409) limiting employment in the above-mentioned positions to citizens of the United States from and after the date of approval of said Act, citizens of Panama may be employed in such positions; (2) that at no time shall the number of Panamanian citizens employed in the above-mentioned positions exceed the number of citizens of the United States so employed, if United States citizens are available in continental United States or on the Canal Zone; (3) that nothing in this Act shall prohibit the continued employment of any person who shall have rendered fifteen or more years of faithful and honorable service on the Canal Zone; (4) that in the selection of personnel for skilled, technical, administrative, clerical, supervisory, or executive positions, the controlling factors in filling these positions shall be efficiency, experience, training, and education; (5) that all citizens of Panama and the United States rendering skilled, technical, clerical, administrative, executive, or supervisory service on the Canal Zone under the terms of this Act (a) shall normally be employed not more than forty hours per week, (b) may receive as compensation equal rates of pay based upon rates paid for similar employment in continental United States plus 25 per centum; (6) this entire section shall apply only to persons employed in skilled, technical, clerical, administrative, executive, or supervisory positions on the Canal Zone directly or indirectly by any branch of the United States Government or by any corporation or company whose stock is owned wholly or in part by the United States Government: *Provided further*, That the Presi-

Employment re-
quirements.

dent may suspend from time to time in whole or in part compliance with this section if he should deem such course to be in the public interest.

60 Stat. 810. SEC. 203. The Governor of the Canal Zone is authorized to employ services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), in an amount not exceeding \$15,000: *Provided*, That the rates for individuals shall not exceed \$100 per diem.

Travel allowance.

SEC. 204. The Governor of the Canal Zone and the President of the Panama Canal Company, in computing allowances for the cost of travel on home leave for persons who elect at their expense to take other than the lowest first-class travel to the United States, shall take into account as the cost to the United States the actual cost, as computed by the General Accounting Office, of travel by United States owned and operated vessels rather than a reduced fare rate which is available for such employees when traveling on their own account.

TITLE III—INDEPENDENT AGENCIES

ADVISORY COMMITTEE ON WEATHER CONTROL

15 USC 311 note.
60 Stat. 810.

Salaries and expenses: The unobligated balance of the appropriation granted under this head for the fiscal year 1956 shall remain available until July 30, 1956, for necessary expenses of the Advisory Committee on Weather Control, established by the Act of August 13, 1953 (67 Stat. 559), including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a).

SAINT LAWRENCE SEAWAY DEVELOPMENT CORPORATION

61 Stat. 584.
31 USC 849.

The Saint Lawrence Seaway Development Corporation is hereby authorized to make such expenditures, within the limits of funds and borrowing authority available to such Corporation, and in accord with law, and to make such contracts and commitments without regard to fiscal year limitations as provided by section 104 of the Government Corporation Control Act, as amended, as may be necessary in carrying out the programs set forth in the budget for the fiscal year 1957 for such Corporation, except as hereinafter provided:

60 Stat. 810.

Not to exceed \$325,000 shall be available for administrative expenses which shall be computed on an accrual basis, including not to exceed \$1,500 for official entertainment expenses, to be expended upon the approval or authority of the Administrator: *Provided*, That said funds shall be available for services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates for individuals not to exceed \$100 per day: *Provided further*, That the Corporation's funds shall be available for the purchase of not to exceed four passenger motor vehicles (two for replacement only).

SMALL BUSINESS ADMINISTRATION

Salaries and expenses: For necessary expenses, not otherwise provided for, of the Small Business Administration, including expenses of attendance at meetings concerned with the purposes of this appropriation and hire of passenger motor vehicles, \$1,900,000; and in addition there may be transferred to this appropriation not to exceed \$4,634,000 from the Revolving Fund, Small Business Administration, and not to exceed \$500,000 from the fund for Liquidation of Reconstruction Finance Corporation Disaster Loans, Small Business Administration, for administrative expenses in connection with activities financed under said funds: *Provided*, That the amount authorized for

transfer from the Revolving Fund, Small Business Administration, may be increased, with the approval of the Bureau of the Budget, by such amount as may be required to finance administrative expenses incurred in the making of disaster loans.

Revolving Fund: For additional capital for the Revolving Fund authorized by the Small Business Act of 1953, as amended, to be available without fiscal year limitation, \$50,000,000.

Ante, p. 10.

TARIFF COMMISSION

Salaries and expenses: For necessary expenses of the Tariff Commission, including subscriptions to newspapers (not to exceed \$200), not to exceed \$20,000 for expenses of travel, and contract stenographic reporting services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), \$1,550,000: *Provided*, That no part of this appropriation shall be used to pay the salary of any member of the Tariff Commission who shall hereafter participate in any proceedings under sections 336, 337, and 338 of the Tariff Act of 1930, wherein he or any member of his family has any special, direct, and pecuniary interest, or in which he has acted as attorney or special representative: *Provided further*, That no part of the foregoing appropriation shall be used for making any special study, investigation or report at the request of any other agency of the executive branch of the Government unless reimbursement is made for the cost thereof: *And provided further*, That that part of the foregoing appropriation which is for expenses of travel shall be available, when specifically authorized by the Chairman of the Tariff Commission, for expenses of attendance at meetings of organizations concerned with the functions and activities of the said Commission.

60 Stat. 810.

46 Stat. 701.
19 USC 1336-1338.

TITLE IV—GENERAL PROVISIONS

SEC. 401. No part of any appropriation contained in this Act shall be used for publicity or propaganda purposes not heretofore authorized by the Congress.

Publicity or propaganda.

SEC. 402. No part of any appropriation contained in this Act shall be used to pay any expenses incident to or in connection with participation in the International Materials Conference.

International Materials Conference.

This Act may be cited as the "Department of Commerce and Related Agencies Appropriation Act, 1957".

Short title.

Approved June 20, 1956.

Public Law 605

CHAPTER 420

AN ACT

To continue the effectiveness of the Act of July 17, 1953 (67 Stat. 177), as amended.

June 21, 1956
[H. R. 8709]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the provisions of the Act of July 17, 1953 (67 Stat. 177), as amended, shall remain in effect until six months after the termination of the national emergency proclaimed by the President on December 16, 1950, or until such date as may be specified by a concurrent resolution of the Congress, or until July 1, 1957, whichever is earlier.

Armed Forces.
Construction.
69 Stat. 544.
50 U S C app.
1173.

Approved June 21, 1956.

Public Law 606

CHAPTER 421

June 21, 1956
[H. R. 9838]

AN ACT

To authorize transfer of officers of the Nurse Corps of the Regular Navy and Naval Reserve to the Medical Service Corps of the Navy, and for other purposes.

Navy Nurse
Corps
Transfer to Med-
ical Service.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That during a period of not more than twelve months after enactment of this Act, any officer on the active list of the Nurse Corps of the Regular Navy or any officer of the Nurse Corps of the Naval Reserve in a permanent grade not above lieutenant who is qualified in one or more of the specialties of dietetics, physical therapy, or occupational therapy, may be, upon her application, transferred to and appointed in the Medical Service Corps of the Regular Navy subject to regulations to be prescribed by the Secretary of the Navy. An officer so transferred shall be appointed in her permanent grade with the precedence held by her at the time of transfer and upon transfer she may be reappointed to a higher permanent or temporary grade which corresponds to a higher temporary grade in which she was serving at the time of transfer. The reappointment in a higher temporary grade of an officer so transferred shall be regarded for all purposes as having been effected under the same authority of law pursuant to which she was serving in a higher temporary grade at time of such transfer. The running mate of an officer transferred in accordance with this authority shall be, upon transfer, a woman line officer or a male officer, as the case may be, of the Regular Navy of appropriate precedence assigned by the Secretary of the Navy. Officers so transferred who at the time of transfer had to their credit leave accrued, but not taken, shall not, by reason of such transfer, lose such accrued leave.

Grades and pro-
motion.

62 Stat. 363,
34 USC 105 et
seq.
34 USC 21e.

Limitation.

Pay, leave, etc.

SEC. 2. All provisions of law now existing or hereafter enacted relating to authorized grades, distribution in grade, selection for promotion, promotion and retirement of women staff officers of the Regular Navy appointed pursuant to the Act of June 12, 1948 (62 Stat. 356, ch. 449), as amended, or the Act of June 24, 1952 (66 Stat. 155, ch. 457) shall be construed to apply in like manner to officers transferred and appointed to the Medical Service Corps under the authority of this Act; however, officers transferred and reappointed pursuant to this Act shall not be subject to existing provisions of law relating to age limitations for appointments.

SEC. 3. All provisions of law relating to pay, leave, money allowances for subsistence and rental of quarters, mileage and other travel allowances, or other allowances, benefits, and emoluments of women staff officers of the Regular Navy shall apply to officers transferred and appointed to the Medical Service Corps under the authority of this Act.

Approved June 21, 1956.

Public Law 607

CHAPTER 425

June 22, 1956
[S. 2967]

AN ACT

To amend the Act of June 22, 1948 (62 Stat. 568), and for other purposes.

Superior Na-
tional Forest,
Minn.
16 USC 577c.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, except as hereinafter provided, the provisions of the Act approved June 22, 1948 (62 Stat. 568), are hereby extended and made applicable to the following described lands:

Township 61 north, range 6 west, fourth principal meridian: Sections 5 to 8, inclusive; west half section 4; west half section 9.

Township 61 north, range 7 west, fourth principal meridian: Sections 1 to 12, inclusive.

Township 61 north, range 8 west, fourth principal meridian: Sections 3 to 8, inclusive.

Township 61 north, range 9 west, fourth principal meridian: Sections 1 to 12, inclusive.

Township 61 north, range 10 west, fourth principal meridian: Sections 1, 2, 11, and 12.

Township 62 north, range 3 west, fourth principal meridian: West half of section 3; sections 4 to 9, inclusive.

Township 62 north, range 4 west, fourth principal meridian: Sections 1 to 6, inclusive; sections 8 to 15, inclusive.

Township 62 north, range 5 west, fourth principal meridian: Sections 1 to 24, inclusive.

Township 62 north, range 6 west, fourth principal meridian: Sections 1 to 20, inclusive; north half section 21; sections 22 to 24, inclusive; sections 29 to 32, inclusive.

Township 62 north, range 7 west, fourth principal meridian: Entire township.

Township 62 north, range 8 west, fourth principal meridian: Sections 1 to 34, inclusive; north half section 35; north half section 36.

Township 62 north, range 9 west, fourth principal meridian: Entire township.

Township 62 north, range 10 west, fourth principal meridian: Sections 1 to 6 inclusive; sections 8 to 17, inclusive; sections 21 to 28, inclusive; sections 33 to 36, inclusive.

Township 62 north, range 11 west, fourth principal meridian: Sections 1 and 2.

Township 63 north, range 1 west, fourth principal meridian: Sections 4 to 9, inclusive; sections 16 to 21, inclusive.

Township 63 north, range 2 west, fourth principal meridian: Sections 1 to 4, inclusive; sections 9 to 16, inclusive; north half of section 17; north half of section 18; sections 21 to 24, inclusive.

Township 63 north, range 3 west, fourth principal meridian: North half section 13; north half section 14; north half, southwest quarter section 15; sections 16 to 21, inclusive; west half section 22; west half section 27; sections 28 to 33, inclusive; west half section 34.

Township 63 north, range 9 west, fourth principal meridian: Lot 3 section 15; lots 4, 6, 7, 8, 10, 11 and 12 section 16; lots 6 and 7 section 19.

Township 63 north, range 10 west, fourth principal meridian: Section 6, north half section 7; lots 7 and 8 section 24; northeast quarter, lots 1, 3 and 4, southwest quarter southwest quarter, east half southwest quarter, southeast quarter section 25; lots 5, 6, 7, 8, 9, 10, southeast quarter southeast quarter section 26; lots 3 to 6, inclusive, lot 8, southwest quarter, southwest quarter southeast quarter section 27; lots 5 to 8, inclusive, south half section 28; lots 5 to 8, inclusive, south half section 29; lots 10 to 14, inclusive, southeast quarter southeast quarter section 30; sections 31 to 36, inclusive.

Township 63 north, range 11 west, fourth principal meridian: Sections 1 to 4, inclusive; north half of sections 9 to 12, inclusive; lots 9 to 12, inclusive, section 25; lots 5 and 6, section 26; section 35 except lot 3; section 36.

Township 63 north, range 13 west, fourth principal meridian: Sections 5, 7, and 18.

Township 63 north, range 14 west, fourth principal meridian: Sections 12, 23, and 24.

Township 64 north, range 1 east, fourth principal meridian: Lot 15, section 5.

Township 64 north, range 1 west, fourth principal meridian: Sections 21, 22, 27, 28, 33, and 34.

Township 64 north, range 2 west, fourth principal meridian: South half of sections 3 to 6, inclusive.

Township 64 north, range 3 west, fourth principal meridian: South half of sections 1 to 4, inclusive; sections 5 and 6.

Township 64 north, range 4 west, fourth principal meridian: Sections 1 to 5, inclusive; sections 8 and 9.

Township 64 north, range 9 west, fourth principal meridian: North half of sections 25 to 30, inclusive.

Township 64 north, range 10 west, fourth principal meridian: Sections 19 to 24, inclusive; north half of sections 25, 26, and 27; sections 28 to 33, inclusive.

Township 64 north, range 11 west, fourth principal meridian: Sections 8, 17, 21 to 28, inclusive; sections 33 to 36, inclusive.

Township 64 north, range 13 west, fourth principal meridian: Sections 14 and 23; north half northwest quarter, southwest quarter northwest quarter section 26; section 27.

Township 65 north, range 3 west, fourth principal meridian: Section 18.

Township 65 north, range 4 west, fourth principal meridian: South half section 6; sections 7, 18, 19, and 30.

Township 65 north, range 5 west, fourth principal meridian: Sections 1 to 5, inclusive; sections 8 to 17, inclusive.

Township 65 north, range 12 west, fourth principal meridian: Sections 18, 19, 28, 29, 30, 32, and 33.

Township 65 north, range 13 west, fourth principal meridian: Sections 4 to 9, inclusive; sections 13, 14, 16, 17, and 24.

Township 65 north, range 14 west, fourth principal meridian: Sections 1 to 3, inclusive.

Township 66 north, range 4 west, fourth principal meridian: Sections 4 to 8, inclusive; sections 17 to 20, inclusive.

Township 66 north, range 5 west, fourth principal meridian: Section 1; sections 3 to 7, inclusive; sections 10 to 15, inclusive; sections 21 to 29, inclusive; sections 32 to 35, inclusive; west half section 36.

Township 66 north, range 14 west, fourth principal meridian: Sections 29 and 30.

Township 66 north, range 15 west, fourth principal meridian: Sections 18 and 19; sections 25 to 30, inclusive.

Township 66 north, range 16 west, fourth principal meridian: Sections 13, 24, and 25.

Township 67 north, range 4 west, fourth principal meridian: Entire township.

16 USC 577g. SEC. 2. With respect to the lands described in section 1 of this Act, the second proviso of section 5 of the aforementioned Act of June 22, 1948 is hereby revised to read as follows: "*Provided further*, That the first payment to the State of Minnesota under the provisions of this section shall be due at the close of the fiscal year 1959."

16 USC 577h.

SEC. 3. Section 6 of the aforementioned Act of June 22, 1948, is hereby amended by striking the figure "\$500,000" and inserting in lieu thereof the figure "\$2,500,000".

Approved June 22, 1956.

Public Law 608

CHAPTER 426

JOINT RESOLUTION

To authorize the disposal of the Government-owned tin smelter at Texas City, Texas, and for other purposes.

June 22, 1956
[H. J. Res. 607]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Federal Facilities Corporation (hereinafter referred to as the "Corporation") is hereby authorized and directed, notwithstanding any other provisions of law, to take steps immediately to sell or lease, as soon as practicable and in accordance with the provisions of this Act, the Government-owned tin smelter at Texas City, Texas (hereinafter referred to as the "smelter"), and the waste acid plant and other assets of the Government's tin program (such plant and assets being hereinafter referred to collectively as "other assets"). The sale or lease of the smelter and other assets shall be in such manner and on such terms and conditions as the Corporation determines will best promote the interests of the United States.

Tin smelter,
Texas City, Tex.
Disposal.

SEC. 2. In carrying out the provisions of this Act, the Corporation shall—

Corporate powers.

- (1) advertise for, and receive, proposals for the purchase or lease of the smelter alone or with some or all of the other assets;
- (2) process materials and repair, recondition, improve, and otherwise prepare the smelter and other assets for advantageous sale or lease;
- (3) negotiate and enter into a contract of sale or lease which in the opinion of the Corporation is most advantageous to the United States;
- (4) execute and deliver deeds and other instruments appropriate for the purpose of effecting the sale or lease of the smelter and other assets; and
- (5) take such other actions and exercise such other powers as the Corporation determines to be necessary or appropriate to effectuate the purposes of this Act.

SEC. 3. There is hereby created the Tin Advisory Committee (hereinafter referred to as the "Committee"), which shall consist of the following members: The Secretary of State, the Secretary of the Interior, the Secretary of the Treasury, the Director of the Office of Defense Mobilization, and the Administrator of General Services. Each may designate a representative to act in his stead as a member of the Committee. In carrying out the provisions of this Act, the Corporation shall consult with the Committee. The Attorney General shall, upon request, give advice and assistance to the Corporation and the Committee.

Tin Advisory Committee.

SEC. 4. (a) The period for the receipt of proposals for the purchase or lease of the smelter and other assets shall be not less than ninety days and shall be fixed by the Corporation, giving due regard to the purposes of this Act.

Receipt of purchase proposals.

(b) Promptly after the termination of the period for the receipt of proposals as fixed under subsection (a), and for such period thereafter (not less than thirty days) as may be determined by the Corporation, the Corporation shall negotiate with those submitting proposals for the purpose of entering into a definitive commitment for sale or lease.

SEC. 5. (a) Section 2 of the joint resolution entitled "Joint resolution to strengthen the common defense and to meet industrial needs for tin by providing for the maintenance of a domestic tin-smelting industry", approved June 28, 1947, as amended (50 U. S. C., sec. 98 note),

54 Stat. 468.

Transfer to and
reimbursement by
GSA.

Contract of sale
or lease.
61 Stat. 190.
50 USC 98 note.

63 Stat. 377.
Restriction.

is amended by striking out "June 30, 1956" and inserting in lieu thereof "January 31, 1957".

(b) All tin acquired by the Corporation by reason of the extension under subsection (a) shall be transferred to the General Services Administration, which is authorized and directed to reimburse the Corporation therefor at its cost.

SEC. 6. If a contract of sale or lease is effected pursuant to the provisions of this Act, then such joint resolution of June 28, 1947, shall terminate (notwithstanding any provision thereof) at the close of business on the date of the transfer of possession of the smelter, but the Corporation may take all action necessary or appropriate for the purpose of completing the disposal of supplies, byproducts, concentrates, and other remaining property. If no contract of sale or lease is effected pursuant to the provisions of this Act prior to January 31, 1957, of the smelter and other assets or any part thereof, then the smelter or other assets or such part thereof as is not sold or leased shall promptly be reported as excess property for transfer and disposal in accordance with the provisions of the Federal Property and Administrative Services Act of 1949 (40 Stat. U. S. C. 471-492).

SEC. 7. Nothing in this Act shall be construed as preventing the Corporation from performing or otherwise administering contracts or other legally binding obligations.

Approved June 22, 1956.

Public Law 609

CHAPTER 427

June 22, 1956
[H. R. 9475]

AN ACT

To amend the tobacco marketing quota provisions of the Agricultural Adjustment Act of 1938, as amended.

Tobacco market-
ing quotas.

69 Stat. 557.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 312 of the Agricultural Adjustment Act of 1938, as amended (7 U. S. C. 1312), is amended (a) by inserting in subsection (a) immediately following the words "December 1 of any marketing year" the language "with respect to flue-cured tobacco, and February 1 of any marketing year with respect to other kinds of tobacco" and (b) by striking out in subsection (b) the words "prior to the first day of December" and inserting in lieu thereof the language "not later than the first day of December with respect to flue-cured tobacco and not later than the first day of February with respect to other kinds of tobacco".

Approved June 22, 1956.

Public Law 610

CHAPTER 428

June 22, 1956
[H. R. 3744]

AN ACT

To amend an Act of July 1, 1947, to grant military leave of absence with pay to substitute employees in the postal field service.

Postal employ-
ees.
Military leave.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 4 of the Act entitled "An Act to amend existing laws relating to military leave of certain employees of the United States or of the District of Columbia so as to equalize rights to leave of absence and reemployment for such employees who are members of the Enlisted or Officers' Reserve Corps, the National Guard or the Naval Reserve, and for other purposes", approved July 1, 1947 (Public Law 153, Eightieth

Congress; 61 Stat. 239; 10 U. S. C., sec. 371a; 32 U. S. C., sec. 76), is amended by adding at the end thereof the following new sentence: "The words 'officers and employees of the United States or of the District of Columbia', as used in such provisions of law, as now or hereafter amended, also shall be construed to mean substitute employees in the postal field service; such substitute employees shall be entitled to military leave of absence on the basis of one hour of such leave for each period or periods aggregating twenty-six hours of work performed in the calendar year immediately preceding the year in which they are ordered to duty by proper authority: *Provided*, That the number of hours worked during the preceding calendar year shall not be less than one thousand forty hours before such substitute employee shall be entitled to military leave of absence, pay for such leave not to exceed eighty hours in each calendar year."

Approved June 22, 1956.

Public Law 611

CHAPTER 436

AN ACT

To further amend section 20 of the Trading With the Enemy Act, relating to fees of agents, attorneys, and representatives.

June 25, 1956
[S. 1146]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 20 of the Trading With the Enemy Act, as amended (60 Stat. 54; 50 U. S. C. App. 20), is amended to read as follows:

"SEC. 20. No property or interest or proceeds shall be returned under this Act, nor shall any payment be made or judgment awarded in respect of any property or interest vested in or transferred to any officer or agency of the United States under this Act unless satisfactory evidence is furnished to the President or such officer or agency as he may designate, or the court, as the case may be, that the aggregate of the fees to be paid to all agents, attorneys at law or in fact, or representatives, for services rendered in connection with such return or payment or judgment does not exceed 10 per centum of the value of such property or interest or proceeds or of such payment. Any agent, attorney at law or in fact, or representative, believing that the aggregate of the fees should be in excess of such 10 per centum may, in the case of any return of, or the making of any payment in respect of, such property or interest or proceeds by the President or such officer or agency as he may designate, petition the district court of the United States for the district in which he resides for an order authorizing fees in excess of 10 per centum and shall name such officer or agency as respondent. The court hearing such petition, or a court awarding any judgment in respect of any such property or interest or proceeds, as the case may be, shall approve an aggregate of fees in excess of 10 per centum of the value of such property or interest or proceeds only upon a finding that there exist special circumstances of unusual hardship which require the payment of such excess. Any person accepting any fee in excess of an amount approved hereunder, or retaining for more than thirty days any portion of a fee, accepted prior to approval hereunder, in excess of the fee as approved, shall be guilty of a violation of this Act."

Approved June 25, 1956.

Trading With the
Enemy Act, amend-
ment.

Fees.

Public Law 612

CHAPTER 437

June 25, 1956
[S. 3265]

AN ACT

To amend title II of the Merchant Marine Act, 1936, as amended, to provide for filing vessel utilization and performance reports by operators of vessels in the foreign commerce of the United States.

Merchant Marine.
Reports.

49 Stat. 1985,
1990.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That title II of the Merchant Marine Act, 1936, as amended (46 U. S. C. 1111-1127), is amended by inserting after section 212 (46 U. S. C. 1122), a new section 212 (A) to read as follows:

"SEC. 212. (A) The operator of a vessel in waterborne foreign commerce of the United States shall file at such times and in such manner as the Secretary of Commerce may prescribe by regulations, such report, account, record, or memorandum relating to the utilization and performance of such vessel in commerce of the United States, as the Secretary may determine to be necessary or desirable in order to carry out the purposes and provisions of this Act, as amended. Such report, account, record, or memorandum shall be signed and verified in accordance with regulations prescribed by the Secretary. An operator who does not file the report, account, record, or memorandum as required by this section and the regulations issued hereunder, shall be liable to the United States in a penalty of \$50 for each day of such violation. The amount of any penalty imposed for any violation of this section upon the operator of any vessel shall constitute a lien upon the vessel involved in the violation, and such vessel may be libeled therefor in the district court of the United States for the district in which it may be found. The Secretary of Commerce may, in his discretion, remit or mitigate any penalty imposed under this section on such terms as he may deem proper."

Approved June 25, 1956.

Public Law 613

CHAPTER 438

June 25, 1956
[S. 3857]

AN ACT

To clarify section 1103 (d) of title XI (Federal Ship Mortgage Insurance) of the Merchant Marine Act, 1936, as amended.

Federal Ship
Mortgage Insur-
ance.
68 Stat. 1269.
46 USC 1273.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That effective September 3, 1954, section 1103 (d) of the Merchant Marine Act, 1936, as amended, is amended to read as follows:

"(d) The faith of the United States is solemnly pledged to the payment of the interest on and 90 per centum of the unpaid balance of the principal amount of each mortgage and loan insured under this title, but in the case of special-purpose vessels certified by the Secretary of Defense to be essential to national defense, the faith of the United States is solemnly pledged to the payment of the interest on and 100 per centum of the unpaid balance of the principal amount of each mortgage and loan insured under this title if the insurance contract obligates the United States to pay the interest on and 100 per centum of the unpaid balance of the principal amount of such mortgage or loan."

Approved June 25, 1956.

Public Law 614

CHAPTER 439

AN ACT

June 25, 1956
[H. R. 2106]

To provide that the enlistment contracts or periods of obligated service of members of the Armed Forces shall not terminate by reason of appointment as cadets or midshipmen at the Military, Naval, Air Force, or Coast Guard Academies, or as midshipmen in the Naval Reserve, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the enlistment contract or period of obligated service of a Regular, Reserve, or inducted member of any of the Armed Forces, who hereafter accept an appointment as a cadet at the United States Military Academy or the United States Air Force Academy, or an appointment as a midshipman at the United States Naval Academy or an appointment as a midshipman in the Naval Reserve or an appointment as a cadet at the United States Coast Guard Academy, shall not be terminated by reason of acceptance of such appointment, during the continuation of the cadet or midshipman status of such member. A member so appointed from enlisted status shall be entitled only to the pay and allowances, compensation, pensions or benefits provided by law for a cadet at the United States Military Academy or the United States Air Force Academy, a midshipman at the United States Naval Academy, a cadet of the United States Coast Guard Academy, or the compensation and emoluments accruing to such reserve midshipman by virtue of his status in the Naval Reserve.

Armed Forces.
Academy ap-
pointment from en-
listed service.

SEC. 2. A person who hereafter accepts an appointment as a cadet at the United States Military Academy or the United States Air Force Academy, or as a midshipman at the United States Naval Academy, or as a midshipman in the Naval Reserve or as a cadet at the United States Coast Guard Academy, while having a period of obligated service as an enlisted member of any of the Armed Forces or while serving under an enlistment contract, and who thereafter is separated from the United States Military Academy, from the United States Air Force Academy, or from the United States Naval Academy or from a reserve midshipman training program, or from the United States Coast Guard Academy, for reasons other than the acceptance of a commission in the regular or reserve components of one of the Armed Forces, or for physical disability, shall have his appointment as a cadet or midshipman terminated, and his enlisted status shall thereupon be resumed. A person so reverted to his former enlisted status shall be continued in such enlisted status for the remainder of his obligated service or until sooner promoted or discharged. In computing the unexpired portion of an enlistment contract or period of obligated service, for purposes of this Act, time served as a cadet or midshipman shall be counted as time served under such contract or period of obligated service.

Reversion to en-
listment status.

SEC. 3. A person whose enlistment contract or period of obligated service is continued pursuant to this Act, shall not, while a cadet or midshipman, be a charge against the allowed number of personnel in the armed force in which he was enlisted or inducted.

SEC. 4. The period of time served under an enlistment contract or period of obligated service while also serving as a cadet or midshipman under an appointment made after the date of enactment of this Act shall not be counted in computing for any purpose the length of service of any officer of an armed force.

Restriction.

Approved June 25, 1956.

Public Law 615

CHAPTER 440

June 25, 1956
[H. R. 7471]

AN ACT

To provide for the conveyance of certain lands of the United States to the city of Saint Augustine, Florida, a municipal corporation organized and existing under and by virtue of the laws of the State of Florida.

St. Augustine,
Fla.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury is authorized and directed to convey to the city of Saint Augustine, Florida, a municipal corporation organized and existing under and by virtue of the laws of the State of Florida, all of the right, title, and interest of the United States in and to the tracts of land more particularly described as follows:

All that certain five and eighty-two one-hundredths acres, more or less, piece or parcel of land situate, lying and being in Anastasia Island, in the County of Saint Johns in the State of Florida, and more particularly described as the following parcels A and B:

PARCEL A

That portion of lot 2, section 21, township 7 south, range 30 east, Tallahassee meridian, Florida, the metes and bounds of which are as follows:

Starting at the General Land Office monument at the center of section 21, township 7 south, range 30 east; thence south 89 degrees 00 minutes west 405.3 feet to a General Land office monument; thence north 1 degree 00 minutes west 230.3 feet to a point in the center of a paved road; thence north 7 degrees 54 minutes west 1,191.8 feet to a coquina monument which is the point of beginning for parcel A; thence by the following courses:

Course 1: North 82 degrees 06 minutes east, 148 feet to a concrete monument on the westerly side of a hard surfaced road;

Course 2: Thence north 8 degrees 27 minutes west, 564.7 feet along the westerly side of a hard-surfaced road to a point;

Course 3: Thence north 24 degrees 45 minutes west, 100 feet along the westerly side of a hard-surfaced road to a point;

Course 4: Thence south 82 degrees 06 minutes west, 112.5 feet along the southerly side of a hard-surfaced road to a coquina monument;

Course 5: Thence south 7 degrees 54 minutes east, 660 feet more or less, to a coquina monument being the aforesaid point of beginning.

Containing two and two-tenths acres, more or less, all as marked and shown on drawing numbered D-61 dated 10 October 1935. The two and two-tenths acres, more or less, being part of the land reserved for lighthouse purposes by Executive order dated 1 February 1883 and being the same land retained for lighthouse purposes pursuant to section 1 of Public Law Numbered 361, approved August 27, 1935 (49 Stat. 896).

PARCEL B

Starting at the coquina monument noted above as the point of beginning for parcel A thence by the following courses:

Course 1: North 7 degrees 54 minutes west, 233 feet to a point;

Course 2: Thence south 82 degrees 06 minutes west, 210 feet to a point;

Course 3: Thence north 7 degrees 54 minutes west, 287 feet to a point;

Course 4: Thence north 82 degrees 06 minutes east, 210 feet to a point;

Course 5: Thence north 7 degrees 54 minutes west 140 feet, more or less, to a common monument;

Course 6: Thence south 82 degrees 06 minutes west 330 feet to a coquina monument;

Course 7: Thence south 7 degrees 54 minutes east, 660 feet to a coquina monument;

Course 8: Thence north 82 degrees 06 minutes east, 330 feet to a coquina monument, being the aforesaid point of beginning.

Containing three and sixty-two one-hundredths acres, more or less, all as marked and shown on drawing numbered D-61 dated 10 October 1935. The three and sixty-two one-hundredths acres, more or less, being part of the five-acre "Lighthouse Tract" acquired by the United States by deed 25 November 1871 and recorded 11 May 1872 in book T, pages 406 through 411, Saint Johns County land records. Subject, however, to the following right-of-way for road and utilities across parcel B: A strip of land 25 feet wide lying 12.5 feet on each side of a centerline described as follows:

Starting at the coquina monument noted above as the point of beginning for parcel A; thence north 7 degrees 54 minutes west, 660 feet to a coquina monument; thence south 82 degrees 06 minutes west, 119.5 feet to a point, being the point of beginning of the centerline of the 25-foot wide right-of-way; thence south 14 degrees 34 minutes east, 140.96 feet more or less, to a point which is the southerly end of the centerline of the 25-foot right-of-way and said point lying on course number 4 of three and sixty-two one-hundredths acres previously described above. All as shown and marked on drawing numbered D-61 dated 10 October 1935.

SEC. 2. The conveyance authorized by the first section of this Act shall be subject to the condition that the city of Saint Augustine, Florida, pay to the Secretary of the Treasury, as consideration for the land conveyed, an amount equal to 50 per centum of its fair market value as determined by independent appraisal, and the deed of conveyance shall reserve to the United States all mineral rights, including oil and gas, in the land so conveyed, and shall be subject to such other reservations, limitations, or conditions as may be determined to be necessary by the Secretary to protect the interests of the United States.

SEC. 3. The deed shall contain a covenant that no structure shall be erected on the land which will in any way adversely affect the operation of the Coast Guard facilities, and a covenant that the property shall be used as a public park and that in the event of national emergency the property shall be available for use by the Federal Government without compensation.

Approved June 25, 1956.

Conditions.

Covenants.

Public Law 616

CHAPTER 441

AN ACT

To provide for the conveyance of certain land in the city of Hogansville, Georgia, to the city of Hogansville.

June 25, 1956
[H. R. 7896]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of General Services is hereby authorized to convey to the city of Hogansville, Georgia, all right, title, and interest of the United States in and to the land described in section 2 in consideration of the sum of \$3,000, upon condition that such land be used for public purposes and upon such terms and conditions as may be necessary to safeguard the interests of the United States. Such land was acquired by the United States of America on April 5, 1954, for the express purpose of erecting

Hogansville, Ga.
Conveyance.

thereon a post office building at Hogansville, Georgia. Such building has not been constructed, and the land has been declared surplus to the needs of the Federal Government.

SEC. 2. The property referred to in section 1 of this Act is a parcel of land located on the south side of East Main Street, bounded by High Street and Loyd Street in the city of Hogansville, Georgia, containing approximately twenty-six thousand eight hundred and sixty square feet, known as the post office site, Hogansville, Georgia, acquired by condemnation, order and confirming judgment of which were filed May 13, 1954, in the office of the clerk of the superior court, Troup County, Georgia, and recorded in book 95, page 492.

SEC. 3. If at any time within the twenty years next following the conveyance provided for herein the realty so conveyed is no longer used for public purposes, title to such realty, together with all improvements thereon, shall revert to the United States of America.

Approved June 25, 1956.

Public Law 617

CHAPTER 442

AN ACT

June 25, 1956
[H. R. 8102]

To provide for the disposition of moneys arising from deductions made from carriers on account of the loss of or damage to military or naval material in transit, and for other purposes.

Armed Forces.
Deduction made
from carriers.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That moneys arising from deductions made from carriers on account of the loss of or damage to military or naval material in transit for account of the Departments of the Army, Navy, or Air Force shall be credited to the proper appropriation, account, or fund out of which such or similar material may be replaced.

10 USC 1289.

SEC. 2. The seventh paragraph under the heading "Ordnance Department" of the Act of March 2, 1905 (33 Stat. 840), is amended by deleting therefrom the words "moneys arising from deductions made from carriers on account of the loss of or damage to military stores in transit shall be credited to the proper appropriation or funds out of which such or similar stores shall be replaced and".

Approved June 25, 1956.

Public Law 618

CHAPTER 443

AN ACT

June 25, 1956
[H. R. 8404]

To provide for the conveyance of a portion of the former prisoner of war camp, near Douglas, Converse County, Wyoming, to the State of Wyoming, and for other purposes.

State of Wyoming.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of General Services is authorized and directed, upon certification to him by the Secretary of Defense and the Governor of Wyoming that the property described in section 2 of this Act is needed for the training or support of the National Guard of Wyoming, to convey the property to the State of Wyoming, by quitclaim deed, without monetary consideration therefor, upon such terms and conditions as the Administrator determines to be necessary to properly protect the interests of the United States: *Provided, however,* That such deed of conveyance by express term shall—

(a) reserve to the United States all mineral rights including gas and oil;

(b) reserve to the United States right of exclusive use without charge therefor of such property together with any improvements thereon during any period of national emergency; and

(c) specify that said property shall be used for the training of the National Guard or for other military purposes, and in the event of nonuse for such purpose, shall, in its then existing condition together with any improvements thereon, at the option of the United States as determined and exercised by the Secretary of Defense, revert to the United States.

SEC. 2. The real property to be conveyed to the State of Wyoming is described as follows:

All the northeast quarter of the southeast quarter of section 7, township 32 north, range 71 west, except seventy-four one-hundredths acre in the southwest corner of said northeast quarter of the southeast quarter of section 7, such excepted portion being more particularly described as follows: Beginning at a point on the west line of said northeast quarter of the southeast quarter of section 7, bearing north 60 degrees 53 minutes east a distance of 1,504.2 feet; thence south 29 degrees 10 minutes east on present fence line a distance of 124 feet; thence south no degrees 21 minutes east on present fence line to the south boundary of the northeast quarter of the southeast quarter of section 7; thence south 89 degrees 28 minutes west on present fence line a distance of 58.33 feet to a point on the west line of the northeast quarter of the southeast quarter of section 7; thence north no degrees 28 minutes west on said west line of the northeast quarter of the southeast quarter of said section 7, a distance of 590 feet to the point of beginning; and containing in all thirty-nine and twenty-six one-hundredths acres, more or less, subject to an easement granted to the town of Douglas, Converse County, Wyoming, for a pipeline for transportation of water, together with the right of ingress and egress, said pipeline running parallel with and distant 27 feet west of the centerline of the LaPrele County Road.

SEC. 3. The cost of any surveys necessary as an incident of the conveyance authorized herein shall be borne by the State of Wyoming.

Approved June 25, 1956.

Public Law 619

CHAPTER 444

AN ACT

To amend the Federal Register Act, as amended, so as to provide for the effectiveness and notice to the public of proclamations, orders, regulations, and other documents in a period following an attack or threatened attack upon the continental United States.

June 25, 1956
[H. R. 10417]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 5 of the Act of July 26, 1935, as amended (49 Stat. 501; 44 U. S. C. 305) is amended by adding the following new subsection:

“(c) In the event of an attack or threatened attack upon the continental United States, by air or otherwise, and a determination by the President that as a result of such attack or threatened attack (i) publication of the Federal Register or filing of documents with the Division is impracticable, or (ii) under existing conditions publication in the Federal Register would not serve to give appropriate notice to the public of the contents of documents, the President may, without regard to the provisions of this Act or of the Administrative Procedure Act (60 Stat. 237), or of any other provision of law, suspend all or any part

Federal Register.
Suspension of requirements for filing of documents.

5 USC 1001 note.

Alternate systems for promulgating, etc.

Preservation of originals.

of the requirements of law or regulation for filing with the Division or publication in the Federal Register of all or any documents or classes of documents. Such suspensions shall remain in effect until revoked by the President, or by concurrent resolution of the Congress. The President shall establish such alternate systems for promulgating, filing, or publishing documents or classes of documents affected by such suspensions, including requirements relating to their effectiveness or validity, as may be deemed under the then existing circumstances practicable to provide public notice of the issuance and of the contents of such documents. Such alternate systems may, without limitation, make provision for the use of regional or specialized publications or depositories for documents, or of the press, the radio, or similar mediums of general communication. Compliance with such alternate systems of filing or publication shall have the same force and effect as filing with the Division or publication in the Federal Register pursuant to the provisions of this or of any other Act, or of any regulation. With respect to documents promulgated under such alternate systems, each agency shall preserve the original and two duplicate originals or two certified copies thereof for filing with the Division when the President determines that it is practicable to do so."

Approved June 25, 1956.

Public Law 620

CHAPTER 445

June 25, 1956
[H. R. 8693]

AN ACT

To amend the Career Compensation Act of 1949, as amended, in relation to the refund of reenlistment bonuses.

Reenlistment bonuses.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the fourth proviso of section 207 (a) of the Career Compensation Act of 1949, as amended (ch. 580, 65 Stat. 654; 37 U. S. C. 238 (a)), is further amended by deleting the phrase "less any amount paid in Federal or State income taxes on such refundable part".

Approved June 25, 1956.

Public Law 621

CHAPTER 446

June 25, 1956
[H. R. 10060]

AN ACT

To amend the District of Columbia Police and Firemen's Salary Act of 1953, as amended.

D. C. police and firemen.
Pay period.
67 Stat. 182.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 405 of the District of Columbia Police and Firemen's Salary Act of 1953 (67 Stat. 72), as amended (sec. 4-821, D. C. Code), is amended by adding thereto the following new subsection:

"(e) Notwithstanding the provisions of subsection (c) of this section, the period June 27 to June 30, 1956, both dates inclusive, shall constitute a special pay period for the officers and members of the Metropolitan Police force, the White House Police force, and the United States Park Police force. Each day during such period shall be a workday for each such officer and member, and the provisions of subsections (a), (b), (c), and (d) of the first section of the Act entitled "An Act to provide a five-day week for officers and members of the Metropolitan Police force, the United States Park Police force, and the White House Police force", approved August

15, 1950 (64 Stat. 447), as amended (sec. 4-904, D. C. Code), shall not be applicable during such period."

65 Stat. 27.

Approved June 25, 1956.

Public Law 622

CHAPTER 447

AN ACT

June 25, 1956
[H. R. 9285]

To amend section 14 (b) of the Federal Reserve Act, so as to extend for two additional years the authority of Federal Reserve banks to purchase United States obligations directly from the Treasury.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 14 (b) of the Federal Reserve Act, as amended (U. S. C., 1952 edition, supp. II, title 12, sec. 355), is amended by striking out "July 1, 1956" and inserting in lieu thereof "July 1, 1958" and by striking out "June 30, 1956" and inserting in lieu thereof "June 30, 1958".

68 Stat. 329.

Approved June 25, 1956.

Public Law 623

CHAPTER 452

AN ACT

June 27, 1956
[H. R. 9739]

Making appropriations for sundry independent executive bureaus, boards, commissions, corporations, agencies, and offices, for the fiscal year ending June 30, 1957, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for sundry independent executive bureaus, boards, commissions, corporations, agencies, and offices, for the fiscal year ending June 30, 1957, namely:

Independent Of-
fices Appropria-
tion Act, 1957.

TITLE I—INDEPENDENT OFFICES

CIVIL SERVICE COMMISSION

Salaries and expenses: For necessary expenses, including not to exceed \$12,000 for services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); not to exceed \$10,000 for medical examinations performed for veterans by private physicians on a fee basis; not to exceed \$100 for the purchase of newspapers and periodicals (excluding scientific, technical, trade or traffic periodicals, for official use); payment in advance for library membership in societies whose publications are available to members only or to members at a price lower than to the general public; not to exceed \$70,000 for performing the duties imposed upon the Commission by the Act of July 19, 1940 (54 Stat. 767); reimbursement of the General Services Administration for security guard services for protection of confidential files; not to exceed \$508,000 for expenses of travel; and not to exceed \$5,000 for actuarial services by contract, without regard to section 3709, Revised Statutes, as amended; \$17,407,500.

60 Stat. 810.

5 USC 118i, 118k-
118n.

No part of the appropriations herein made to the Civil Service Commission shall be available for the salaries and expenses of the Legal Examining Unit in the Examining and Personnel Utilization Division of the Commission, established pursuant to Executive Order

Legal Examining
Unit.

3 C F R 1943
Supp., p. 30.

9358 of July 1, 1943, or for the compensation or expenses of any member of a board of examiners (1) who has not made affidavit that he has not appeared in any agency proceeding within the preceding two years, and will not thereafter while a board member appear in any agency proceeding, as a party, or in behalf of a party to the proceeding, before an agency in which an applicant is employed who has been rated or will be rated by such member; or (2) who, after making such affidavit, has rated an applicant who at the time of the rating is employed by an agency before which the board member has appeared as a party, or in behalf of a party, within the preceding two years: *Provided*, That the definitions of "agency", "agency proceeding", and "party" in section 2 of the Administrative Procedure Act shall apply to these terms as used herein.

60 Stat. 237.
5 USC 1001.

International Or-
ganizations, em-
ployees.
22 USC 287 note.

Investigations of United States citizens for employment by international organizations: For expenses necessary to carry out the provisions of Executive Order No. 10422 of January 9, 1953, as amended, prescribing procedures for making available to the Secretary General of the United Nations, and the executive heads of other international organizations, certain information concerning United States citizens employed, or being considered for employment by such organizations, \$487,500: *Provided*, That this appropriation shall be available for advances or reimbursements to the applicable appropriations or funds of the Civil Service Commission and the Federal Bureau of Investigation for expenses incurred by such agencies under said Executive order: *Provided further*, That members of the International Organizations Employees Loyalty Board may be paid actual transportation expenses, and per diem in lieu of subsistence authorized by the Travel Expense Act of 1949, as amended, while traveling on official business away from their homes or regular places of business, including periods while en route to and from and at the place where their services are to be performed: *Provided further*, That nothing in sections 281 or 283 of title 18, United States Code, or in section 190 of the Revised Statutes (5 U. S. C. 99) shall be deemed to apply to any person because of appointment for part-time or intermittent service as a member of the International Organizations Employees Loyalty Board in the Civil Service Commission as established by Executive Order 10422, dated January 9, 1953, as amended.

63 Stat. 166.
5 USC 835 note.

62 Stat. 697.

Annuities.

58 Stat. 258.
33 USC 771-775.

Annuities, Panama Canal construction employees and Lighthouse Service widows: For payment of annuities authorized by the Act of May 29, 1944, as amended (48 U. S. C. 1373a), and the Act of August 19, 1950 (64 Stat. 465), \$2,024,000.

41 Stat. 614.

Payment to civil-service retirement and disability fund: For financing the liability of the United States, created by the Act approved May 22, 1920, and Acts amendatory thereof (5 U. S. C., ch. 14), \$525,000,000, which amount shall be placed to the credit of the "civil-service retirement and disability fund."

68 Stat. 736.
5 USC 2091 note.

Not to exceed \$117,500 of the funds in the "Employees' Life Insurance Fund" shall be available for reimbursement to the Civil Service Commission for administrative expenses incurred by the Commission during the current fiscal year in the administration of the Federal Employees' Group Life Insurance Act.

FEDERAL CIVIL DEFENSE ADMINISTRATION

64 Stat. 1245.

Operations: For necessary expenses, not otherwise provided for, in carrying out the provisions of the Federal Civil Defense Act of 1950, as amended (50 U. S. C., App. 2251-2297), including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C.

55a); reimbursement of the Civil Service Commission for full field investigations of employees occupying positions of critical importance from the standpoint of national security; expenses of attendance at meetings concerned with civil defense functions; reimbursement of the General Services Administration for security guard services; not to exceed \$6,000 for the purchase of newspapers, periodicals, and teletype news services; and not to exceed \$6,000 for emergency and extraordinary expenses to be expended under the direction of the Administrator for such purposes as he deems proper, and his determination thereon shall be final and conclusive; \$15,560,000.

60 Stat. 810.

Federal contributions: For financial contributions to the States, not otherwise provided for, pursuant to subsection (i) of section 201 of the Federal Civil Defense Act of 1950, as amended, to be equally matched with State funds, \$17,000,000, to remain available until June 30, 1958.

50 U S C app.
2281.

Emergency supplies and equipment: For procurement of reserve stocks of emergency civil defense materials as authorized by subsection (h) of section 201 of the Federal Civil Defense Act of 1950, as amended, and for procurement of radiological instruments and detection devices by the Federal Civil Defense Administrator and for distribution of such instruments and devices to the several States, the District of Columbia, and the Territories and possessions of the United States, by loan or grant, for training and educational purposes, under such terms and conditions as the Administrator shall prescribe, \$47,000,000.

50 U S C app.
2281.

Surveys, plans, and research: For expenses, not otherwise provided for, necessary for studies and research to develop measures and plans for evacuation, shelter, and the protection of life and property, as authorized by section 201 (d) of the Federal Civil Defense Act of 1950, as amended, including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), \$10,000,000, to remain available until expended.

50 U S C app.
2281.

60 Stat. 810.

Salaries and expenses, Civil defense functions of Federal agencies: For necessary expenses to enable departments and agencies to discharge civil defense responsibilities delegated under the authority of section 201 (b) of the Federal Civil Defense Act of 1950, as amended, including expenses of attendance at meetings concerned with the purposes of this appropriation, and the purchase of materials and supplies necessary thereto, \$4,000,000.

50 U S C app.
2281.

No part of any appropriation in this Act shall be available for the construction of warehouses or for the lease of warehouse space in any building which is to be constructed specifically for the use of the Federal Civil Defense Administration.

Warehouses.

FUNDS APPROPRIATED TO THE PRESIDENT

DISASTER RELIEF

For expenses necessary to carry out the purposes of the Act of September 30, 1950 (Public Law 875), as amended, authorizing assistance to States and local governments in major disasters, \$6,000,000, to remain available until expended.

64 Stat. 1109.
42 USC 1855-
1855g.

FEDERAL COMMUNICATIONS COMMISSION

Salaries and expenses: For necessary expenses in performing the duties of the Commission as authorized by law, including newspapers (not to exceed \$175), land and structures (not to exceed \$4,200), special counsel fees, improvement and care of grounds and repairs to

60 Stat. 810.

buildings (not to exceed \$15,000), services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), purchase of not to exceed five passenger motor vehicles, for replacement only, in the event adequate vehicles cannot be obtained by transfer from other departments or agencies, and not to exceed \$118,000 for expenses of travel, \$7,828,000, of which \$141,000 shall be available for such expenses as are necessary to make a study of radio and television network broadcasting.

FEDERAL POWER COMMISSION

60 Stat. 810.

Salaries and expenses: For expenses necessary for the work of the Commission, as authorized by law, including not to exceed \$300,000 for expenses of travel; purchase (one for replacement only) and hire of passenger motor vehicles; and not to exceed \$500 for newspapers; \$5,225,000, of which not to exceed \$10,000 shall be available for special counsel and services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), but at rates not exceeding \$50 per diem for individuals: *Provided*, That not to exceed \$325,000 shall be available for investigations relating to Federal river development projects.

FEDERAL TRADE COMMISSION

60 Stat. 810.

Salaries and expenses: For necessary expenses of the Federal Trade Commission, including uniforms or allowances therefor, as authorized by law, not to exceed \$700 for newspapers, services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), and not to exceed \$237,000 for expenses of travel, \$5,550,000: *Provided*, That no part of the foregoing appropriation shall be expended upon any investigation hereafter provided by concurrent resolution of the Congress until funds are appropriated subsequently to the enactment of such resolution to finance the cost of such investigation.

GENERAL ACCOUNTING OFFICE

60 Stat. 810.

Salaries and expenses: For necessary expenses of the General Accounting Office, including newspapers and periodicals (not exceeding \$500); uniforms or allowances therefor, as authorized by law; purchase of one passenger motor vehicle, for replacement only; and services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); \$34,000,000.

GENERAL SERVICES ADMINISTRATION

Public Buildings Service.

40 USC 356note.

Operating expenses, Public Buildings Service: For necessary expenses of real property management and related activities as provided by law; repair and improvement of public buildings and grounds, including those occupied pursuant to the Public Buildings Purchase Contract Act of 1954 (68 Stat. 518), in the District of Columbia and area adjacent thereto, under the control of the General Services Administration; repair and improvement of buildings operated by the Treasury and Post Office Departments in the District of Columbia; furnishings and equipment; rental of buildings in the District of Columbia; restoration of leased premises; moving Government agencies (including space adjustments) in connection with the assignment, allocation, and transfer of building space; demolition of buildings; acquisition by purchase or otherwise and disposal by sale or otherwise of real estate and interests therein; and not to exceed \$205,300

for expenses of travel; \$125,000,000: *Provided*, That of the foregoing amount \$8,100,000 shall be available for repair and improvement and \$4,500,000 for air conditioning of buildings in the District of Columbia and area adjacent thereto: *Provided further*, That this appropriation shall be available, without regard to section 322 of the Act of June 30, 1932, as amended (40 U. S. C. 278a), for the rental, repair, alteration, and improvement of buildings or parts thereof, heretofore leased under the appropriation for "Emergency operating expenses".

47 Stat. 412.

Repair, improvement, and equipment of federally owned buildings outside the District of Columbia: For expenses necessary for the repair, alteration, preservation, renovation, improvement, extension, equipment, and demolition of federally owned buildings and buildings occupied pursuant to the Public Buildings Purchase Contract Act of 1954 (68 Stat. 518) outside the District of Columbia, not otherwise provided for, including grounds, approaches and appurtenances, wharves and piers, together with the necessary dredging adjacent thereto; acquisition of land as authorized by title III of the Act of June 16, 1949 (40 U. S. C. 297); not to exceed \$250,000 for expenses of travel; and care and safeguarding of sites acquired for Federal buildings; \$42,565,550, to remain available until expended.

40 USC 356 note.

63 Stat. 198,
40 U S C 297,
297a.

Sites and planning, purchase contract, and public buildings projects: For an additional amount for expenses necessary in carrying out the provisions of the Public Buildings Purchase Contract Act of 1954 (68 Stat. 518), including preparation of drawings and specifications, by contract or otherwise; acquisition of sites, where not otherwise provided for, including soil investigations and tests; and administrative expenses; \$5,000,000, to remain available until expended.

Payments, public buildings purchase contracts: For payments of principal, interest, taxes, and any other obligations under contracts entered into pursuant to the Public Buildings Purchase Contract Act of 1954 (68 Stat. 518), \$237,000: *Provided*, That the Administrator of General Services may enter into contracts during the fiscal year 1957 for which the aggregate of annual payments for amortization of principal and interest thereon shall not exceed \$7,000,000, in addition to the unused portion of the \$5,000,000 limitation applicable prior to July 1, 1956, under the Independent Offices Appropriation Act, 1956 (69 Stat. 205).

40 USC 356 note.

40 USC 313-2.

Hospital facilities in the District of Columbia (liquidation of contract authorization): For payment of obligations incurred pursuant to authority provided under the head "Hospital Center, District of Columbia", in the Independent Offices Appropriation Act, 1949, to enter into contracts for construction, \$5,300,000, to remain available until expended: *Provided*, That this amount may be disbursed through the appropriation "Hospital facilities in the District of Columbia", but shall be accounted for separately therein.

62 Stat. 184.

Operating expenses, Federal Supply Service: For necessary expenses of personal property management and related activities as provided by law; including not to exceed \$300 for the purchase of newspapers and periodicals; and not to exceed \$120,000 for expenses of travel; \$2,884,400: *Provided*, That not to exceed \$1,935,600 of any funds received for deposit under section 204 (a) of the Federal Property and Administrative Services Act of 1949, as amended, and not otherwise disposed of by law, shall be deposited to the credit of this appropriation and shall be available for expenditure for necessary expenses in carrying out the functions of the General Services Administration under the said 1949 Act, as amended, with respect to the utilization and disposal of excess and surplus personal property.

63 Stat. 388,
40 USC 485.

40 USC 471 note.

Expenses, general supply fund: For expenses necessary for operation of the general supply fund (except those authorized by law to be charged to said fund), including contractual services incident to receiving, handling, and shipping warehouse items; not to exceed \$250 for purchase of newspapers and periodicals; and not to exceed \$110,000 for expenses of travel; \$14,770,000: *Provided*, That funds available to the General Services Administration for the current fiscal year shall be available for the hire of passenger motor vehicles.

General supply fund: To increase the general supply fund established by the Federal Property and Administrative Services Act of 1949, as amended (5 U. S. C. 630g), \$10,000,000.

63 Stat. 382.
NARS.

Operating expenses, National Archives and Records Service: For necessary expenses in connection with Federal records management and related activities as provided by law; and not to exceed \$44,750 for expenses of travel; \$6,893,650.

Operating expenses, Transportation and Public Utilities Service: For necessary expenses of transportation and public utilities management and related activities, as provided by law, including not to exceed \$25,000 for expenses of travel; \$1,251,100.

60 Stat. 596.
50 USC 98 note.

60 Stat. 810.

Strategic and critical materials: Funds available for carrying out the provisions of the Strategic and Critical Materials Stock Piling Act of July 23, 1946, during the current fiscal year shall be available for services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), not to exceed \$3,175,500 for operating expenses, not to exceed \$86,000 for expenses of travel, and necessary expenses for transportation and handling, within the United States (including charges at United States ports), storage, security, and maintenance of strategic and critical materials acquired for the supplemental stockpile pursuant to section 104 (b) of the Agricultural Trade Development and Assistance Act of 1954 (7 U. S. C. 1704 (b)): *Provided*, That any funds received as proceeds from sale or other disposition of materials on account of the rotation of stocks under said Act shall be deposited to the credit, and be available for expenditure for the purposes, of this appropriation: *Provided further*, That during the current fiscal year, there shall be no limitation on the value of surplus strategic and critical materials which, in accordance with subsection 6 (a) of the Act of July 23, 1946 (50 U. S. C. 98e (a)), may be transferred to stockpiles established in accordance with said Act: *Provided further*, That no part of funds available shall be used for construction of warehouses or tank storage facilities: *Provided further*, That the sum of \$199,349,000 of funds heretofore appropriated under this head is hereby rescinded, and such amount shall be covered into the Treasury promptly upon enactment of this Act.

68 Stat. 456.

60 Stat. 598.

Abaca fiber program: Not to exceed \$100,000 of funds available to the General Services Administration for the abaca fiber program shall be available for administrative expenses incident to the abaca fiber program, to be computed on an accrual basis, and to be exclusive of the interest paid, depreciation, capitalized expenditures, expenses in connection with the acquisition, protection, operation, maintenance, improvement, or disposition of real or personal property relating to the abaca fiber program, and expenses of services performed on a contract or fee basis in connection with the performance of legal services.

Salaries and expenses, Office of Administrator: For expenses of executive direction for activities under the control of the General Services Administration, including not to exceed \$11,300 for expenses of travel, and not to exceed \$250 for purchase of newspapers and periodicals; \$395,000.

Administrative operations fund: Funds available to General Services Administration for administrative operations, in support of program activities, shall be expended and accounted for, as a whole, through a single fund, which is hereby authorized: *Provided*, That costs and obligations for such administrative operations for the respective program activities shall be accounted for in accordance with systems approved by the General Accounting Office: *Provided further*, That the total amount deposited into said account for the fiscal year 1957 from funds made available to General Services Administration in this Act shall not exceed \$9,540,375, of which not to exceed \$137,700 may be used for travel expenses: *Provided further*, That amounts deposited into said account for administrative operations for each program shall not exceed the amounts included in the respective program appropriations for such purposes.

The appropriate appropriation or fund available to the General Services Administration shall be credited with (1) cost of operation, protection, maintenance, upkeep, repair, and improvement, included as part of rentals received from Government corporations pursuant to law (40 U. S. C. 129); (2) reimbursements for services performed in respect to bonds and other obligations under the jurisdiction of the General Services Administration, issued by public authorities, States, or other public bodies, and such services in respect to such bonds or obligations as the Administrator deems necessary and in the public interest may, upon the request and at the expense of the issuing agencies, be provided from the appropriate foregoing appropriation; and (3) appropriations or funds available to other agencies, and transferred to the General Services Administration, in connection with property transferred to the General Services Administration pursuant to the Act of July 2, 1948 (50 U. S. C. 451ff), and such appropriations or funds may, with the approval of the Bureau of the Budget, be so transferred.

No part of any money appropriated by this or any other Act for any agency of the executive branch of the Government shall be used during the current fiscal year for the purchase within the continental limits of the United States of any typewriting machines except in accordance with regulations issued pursuant to the provisions of the Federal Property and Administrative Services Act of 1949, as amended.

The Administrator is authorized, without regard to the Classification Act of 1949, as amended, to place ten positions, in addition to those otherwise authorized, in grade GS-16 in the General Schedule established by said Act, and the salary of the Comptroller shall be at the salary rate of grade GS-18 so long as such position is occupied by the present incumbent.

HOUSING AND HOME FINANCE AGENCY

OFFICE OF THE ADMINISTRATOR

Salaries and expenses: For necessary expenses of the Office of the Administrator, including rent in the District of Columbia; purchase of one passenger motor vehicle, for replacement only; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); not to exceed \$340,000 for expenses of travel; and expenses of attendance at meetings of organizations concerned with the work of the Agency; \$6,225,000: *Provided*, That necessary expenses of inspections and of providing representatives at the site of projects being planned

61 Stat. 584.

62 Stat. 1225.
50 USC 451 note.

Typewriting machines.

63 Stat. 377.
40 USC 471 note.

63 Stat. 954.
5 USC 1071 note.

60 Stat. 810.

63 Stat. 414,
42 USC 1451-
1460.
64 Stat. 77,
12 USC 1749-
1749c.
69 Stat. 642,
42 USC 1491-
1495.

or undertaken by local public agencies pursuant to title I of the Housing Act of 1949, as amended, projects financed through loans to educational institutions authorized by title IV of the Housing Act of 1950, as amended, and projects and facilities financed by loans to public agencies pursuant to title II of the Housing Amendments of 1955, as amended, shall be compensated by such agencies or institutions by the payment of fixed fees which in the aggregate will cover the costs of rendering such services, and expenses for such purpose shall be considered nonadministrative; and for the purpose of providing such inspections, the Administrator may utilize any agency and such agency may accept reimbursement or payment for such services from such institutions, or the Administrator, and shall credit such amounts to the appropriations or funds against which such charges have been made, but such nonadministrative expenses shall not exceed \$1,100,000.

68 Stat. 640,
40 USC 461.

Urban planning grants: For an additional amount for grants to State, regional, and metropolitan area planning bodies in accordance with the provisions of section 701 of the Housing Act of 1954, as amended, \$1,500,000.

68 Stat. 641,
40 USC 462.

Reserve of planned public works (payment to revolving fund): For an additional amount for payment to the revolving fund established pursuant to section 702 of the Housing Act of 1954, as amended (40 U. S. C. 462), \$7,500,000.

63 Stat. 416.

Capital grants for slum clearance and urban renewal: For an additional amount for payment of capital grants as authorized by title I of the Housing Act of 1949, as amended (42 U. S. C. 1453, 1456), \$40,000,000.

PUBLIC HOUSING ADMINISTRATION

Administrative expenses: For administrative expenses of the Public Housing Administration, \$10,500,000, to be merged with and expended under the authorization for such expenses contained in title II of this Act.

50 Stat. 891.

Annual contributions: For the payment of annual contributions to public housing agencies in accordance with section 10 of the United States Housing Act of 1937, as amended (42 U. S. C. 1410), \$93,000,000.

INTERSTATE COMMERCE COMMISSION

60 Stat. 810.

Salaries and expenses: For necessary expenses of the Interstate Commerce Commission, including not to exceed \$5,000 for the employment of special counsel; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates not to exceed \$50 per diem for individuals; newspapers (not to exceed \$200); purchase of not to exceed sixty passenger motor vehicles, of which nineteen shall be for replacement only; and not to exceed \$1,085,000 for expenses of travel; \$14,879,696 of which (a) not less than \$1,230,178 shall be available for expenses necessary to carry out railroad safety activities and not less than \$849,500 shall be available for expenses necessary to carry out locomotive inspection activities, (b) \$100,000 shall be available for expenses necessary to carry out such defense mobilization functions as may be delegated pursuant to law: *Provided*, That Joint Board members and cooperating State commissioners may use Government transportation requests when traveling in connection with their duties as such.

NATIONAL ADVISORY COMMITTEE FOR AERONAUTICS

Salaries and expenses: For necessary expenses of the Committee, including one Director at not to exceed \$17,500 per annum so long as the position is held by the present incumbent; contracts for the making of special investigations and reports and for engineering, drafting and computing services; equipment; not to exceed \$380,000 for expenses of travel; maintenance and operation of aircraft; purchase of seven passenger motor vehicles for replacement only; not to exceed \$100 for newspapers and periodicals; uniforms or allowances therefor, as authorized by the Act of September 1, 1954 (68 Stat. 1114), as amended; and services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); \$61,887,500, together with not to exceed \$1,500,000 of the unobligated balance of funds appropriated for this purpose in the "Independent Offices Appropriation Act, 1956".

5 USC 2131.

60 Stat. 810.

69 Stat. 207.

Construction and equipment: For construction and equipment at laboratories and research stations of the Committee, \$14,000,000, to remain available until expended.

NATIONAL CAPITAL HOUSING AUTHORITY

Maintenance and operation of properties: For the maintenance and operation of properties under title I of the District of Columbia Alley Dwelling Authority Act, \$38,000: *Provided*, That all receipts derived from sales, leases, or other sources shall be covered into the Treasury of the United States monthly: *Provided further*, That so long as funds are available from appropriations for the foregoing purposes, the provisions of section 507 of the Housing Act of 1950 (Public Law 475, Eighty-first Congress), shall not be effective.

52 Stat. 1186,
D. C. Code 5-103
to 5-111.

64 Stat. 81.

NATIONAL SCIENCE FOUNDATION

Salaries and expenses: For expenses necessary to carry out the purposes of the National Science Foundation Act of 1950, as amended (42 U. S. C. 1861-1875), including award of graduate fellowships; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates not to exceed \$50 per diem for individuals; hire of passenger motor vehicles; not to exceed \$150,000 for expenses of travel; not to exceed \$300 for the purchase of newspapers and periodicals; and reimbursement of the General Services Administration for security guard services; \$40,000,000, to remain available until expended: *Provided*, That of the foregoing amount not less than \$9,500,000 shall be available for tuition, grants, and allowances in connection with a program of supplementary training for high school science and mathematics teachers.

64 Stat. 149.

60 Stat. 810.

NATIONAL SECURITY TRAINING COMMISSION

Salaries and expenses: For necessary expenses of the National Security Training Commission, including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates for individuals not in excess of \$50 per diem; and expenses of attendance at meetings concerned with the purposes of this appropriation; \$50,000.

60 Stat. 810.

RENEGOTIATION BOARD

Salaries and expenses: For necessary expenses of the Renegotiation Board, including expenses of attendance at meetings concerned with the purposes of this appropriation; hire of passenger motor vehicles; not to exceed \$65,000 for expenses of travel; and services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates not to exceed \$50 per diem for individuals; \$3,675,000.

60 Stat. 810.

SECURITIES AND EXCHANGE COMMISSION

Salaries and expenses: For necessary expenses, including not to exceed \$1,125 for the purchase of newspapers; not to exceed \$197,500 for expenses of travel; uniforms or allowances therefor, as authorized by law; purchase of one passenger motor vehicle; and services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); \$5,749,000.

60 Stat. 810.

SELECTIVE SERVICE SYSTEM

Salaries and expenses: For expenses necessary for the operation and maintenance of the Selective Service System, as authorized by title I of the Universal Military Training and Service Act (62 Stat. 604), as amended, including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); travel expenses; purchase of twenty-eight motor vehicles for replacement only; not to exceed \$250 for the purchase of newspapers and periodicals; not to exceed \$75,800 for the National Selective Service Appeal Board, and \$180,000 for the National Advisory Committee on the Selection of Physicians, Dentists, and Allied Specialists; \$29,050,000: *Provided*, That of the foregoing amount \$20,586,050 shall be available for registration, classification, and induction activities of local boards: *Provided further*, That during the current fiscal year, the President may exempt this appropriation from the provisions of subsection (c) of section 3679 of the Revised Statutes, as amended, whenever he deems such action to be necessary in the interest of national defense.

50 USC app. 451.

60 Stat. 810.

64 Stat. 765.
31 USC 665.Destruction of
records.54 Stat. 885.
50 USC app. 318.

57 Stat. 380.

Appropriations for the Selective Service System may be used for the destruction of records accumulated under the Selective Training and Service Act of 1940, as amended, by the Director of Selective Service after compliance with the procedures for the destruction of records prescribed pursuant to the Records Disposal Act of 1943, as amended (44 U. S. C. 366-380): *Provided*, That no records may be transferred to any other agency without the approval of the Director of Selective Service.

VETERANS ADMINISTRATION

General operating expenses: For necessary operating expenses of the Veterans Administration, not otherwise provided for, including expenses incidental to securing employment for war veterans; uniforms or allowances therefor, as authorized by law; purchase of twenty-two passenger motor vehicles for replacement only; not to exceed \$3,500 for newspapers and periodicals; and not to exceed \$3,019,950 for expenses of travel of employees; \$163,027,130, of which \$17,640,042 shall be available for such expenses as are necessary for the loan guaranty program: *Provided*, That no part of this appropriation shall be used to pay in excess of twenty-two persons engaged in public relations work: *Provided further*, That no part of this

Public rela-
tions work.Educational at-
tendance reports.

appropriation shall be used to pay educational institutions for reports and certifications of attendance at such institutions an allowance at a rate in excess of \$1 per month for each eligible veteran enrolled in and attending such institution.

Medical administration and miscellaneous operating expenses: For expenses necessary for administration of the medical, hospital, domiciliary, special service, construction and supply, research, and employee education and training activities; expenses necessary for carrying out programs of medical research and of education and training of employees, as authorized by law; not to exceed \$992,200 for expenses of travel of employees paid from this appropriation, and those engaged in training programs; not to exceed \$2,700 for newspapers and periodicals; and not to exceed \$43,700 for preparation, shipment, installation, and display of exhibits, photographic displays, moving pictures, and other visual educational information and descriptive material, including purchase or rental of equipment; \$20,773,800, of which \$10,000,000 shall be available for medical research.

Inpatient care: For expenses necessary for the maintenance and operation of hospitals and domiciliary facilities and for the care and treatment of beneficiaries of the Veterans Administration in facilities not under the jurisdiction of the Veterans Administration as authorized by law, including the furnishing of recreational articles and facilities; maintenance and operation of farms; repairing, altering, improving or providing facilities in the several hospitals and homes under the jurisdiction of the Veterans Administration, not otherwise provided for, either by contract, or by the hire of temporary employees and purchase of materials; purchase of ninety-six passenger motor vehicles for replacement only; not to exceed \$366,500 for expenses of travel of employees; uniforms or allowances therefor as authorized by the Act of September 1, 1954 (68 Stat. 1114), as amended; and aid to State or Territorial homes in conformity with the Act approved August 27, 1888, as amended (24 U. S. C. 134) for the support of veterans eligible for admission to Veterans Administration facilities for hospital or domiciliary care; \$670,116,900, including the sum of \$7,216,900 for reimbursable services performed for other Government agencies and individuals: *Provided*, That allotments and transfers may be made from this appropriation to the Department of Health, Education, and Welfare (Public Health Service), the Army, Navy, and Air Force Departments, for disbursement by them under the various headings of their applicable appropriations, of such amounts as are necessary for the care and treatment of beneficiaries of the Veterans Administration: *Provided further*, That the foregoing appropriation is predicated on furnishing inpatient care and treatment to an average of 141,100 beneficiaries during the fiscal year 1957 including members in State or Territorial homes, and if a lesser number is experienced such appropriation shall be expended only in proportion to the average number of beneficiaries furnished such care and treatment.

5 USC 2131.

25 Stat. 450.

Outpatient care: For expenses necessary for furnishing outpatient care to beneficiaries of the Veterans Administration, as authorized by law; uniforms or allowances therefor, as authorized by law; and not to exceed \$206,400 for expenses of travel of employees; \$82,638,000.

Maintenance and operation of supply depots: For expenses necessary for maintenance and operation of supply depots, including uniforms or allowances therefor, as authorized by law, and not to exceed \$5,400 for expenses of travel of employees, \$1,628,000.

Compensation and pensions: For the payment of compensation, pensions, gratuities, and allowances (including burial awards author-

38 USC ch. 12A. 43 Stat. 125. 58 Stat. 287.
38 USC 701, 694-
694n, ch. 12A.
66 Stat. 663.
38 USC 911-984.
38 USC ch. 12A.

ized by Veterans Regulation Numbered 9 (a), as amended, and subsistence allowances authorized by part VII of Veterans Regulation 1 (a) as amended), authorized under any Act of Congress, or regulation of the President based thereon, including emergency officers' retirement pay and annuities, the administration of which is now or may hereafter be placed in the Veterans' Administration, and for the payment of adjusted-service credits as provided in sections 401 and 601 of the Act of May 19, 1924, as amended (38 U. S. C. 631 and 661), \$2,907,000,000, to remain available until expended.

Readjustment benefits: For the payment of benefits to or on behalf of veterans as authorized by titles II, III, and V, of the Servicemen's Readjustment Act of 1944, as amended, and title II of the Veterans Readjustment Assistance Act of 1952, as amended, and for supplies, equipment, and tuition authorized by part VII and payments authorized by part IX of Veterans Regulation Numbered 1 (a), as amended, \$775,000,000, to remain available until expended.

Military and naval insurance: For military and naval insurance, \$5,000,000, to remain available until expended.

54 Stat. 1008.
38 USC 818.

National service life insurance: For the payment of benefits and for transfer to the national service life insurance fund, in accordance with the National Service Life Insurance Act of 1940, as amended, \$23,200,000, to remain available until expended: *Provided*, That certain premiums shall be credited to this appropriation as provided by the Act.

65 Stat. 33.
38 USC 851 note.

Servicemen's indemnities: For payment of liabilities under the Servicemen's Indemnity Act of 1951, \$26,750,000, to remain available until expended.

62 Stat. 1210.

Grants to the Republic of the Philippines: For payment to the Republic of the Philippines of grants in accordance with the Act of July 1, 1948, as amended (50 U. S. C. App. 1991-1996), for expenses incident to medical care and treatment of veterans, \$2,000,000.

46 Stat. 1550.
58 Stat. 284.

Hospital and domiciliary facilities: For hospital and domiciliary facilities, for planning and for extending any of the facilities under the jurisdiction of the Veterans' Administration or for any of the purposes set forth in sections 1 and 2 of the Act approved March 4, 1931 (38 U. S. C. 438j-k) or in section 101 of the Servicemen's Readjustment Act of 1944 (38 U. S. C. 693a), to remain available until expended, \$51,635,000, of which \$2,000,000 shall be used for the major alteration, rehabilitation, and modernization for the continued operation of the hospital at McKinney, Texas, and \$1,500,000 shall be available for technical services for replacement of the general medical and surgical hospital at Nashville, Tennessee: *Provided*, That the construction of the hospital at the Wade Park site is to furnish not less than eight hundred general, medical, and surgical beds.

Major alterations, improvements and repairs: For all necessary expenses of major alterations, improvements, and repairs to regional offices, supply depots, and hospital and domiciliary facilities, \$4,533,000, to remain available until expended: *Provided*, That no part of the foregoing appropriation shall be used to commence any major alteration, improvement, or repair unless funds are available for the completion of such work; and no funds shall be used for such work at any facility if the Veterans Administration is reasonably certain that the installation will be abandoned in the near future.

65 Stat. 36.

Service-disabled veterans insurance fund: To increase the capital of the fund established in accordance with section 620 of the National Service Life Insurance Act of 1940, as amended (38 U. S. C. 821), \$1,000,000.

Not to exceed 5 per centum of any appropriation for the current fiscal year for "Compensation and pensions", "Readjustment benefits",

"Military and naval insurance", "National service life insurance", and "Servicemen's indemnities", may be transferred, to any other of the mentioned appropriations, but not to exceed 10 per centum of the appropriation so augmented.

Appropriations available to the Veterans Administration for the current fiscal year for salaries and expenses shall be available for services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a).

60 Stat. 810.

Appropriations available to the Veterans Administration for the current fiscal year for "Inpatient care" and "Outpatient care" shall be available for funeral, burial, and other expenses incidental thereto (except burial awards authorized by Veterans Regulation Numbered 9 (a), as amended), for beneficiaries of the Veterans Administration receiving care under such appropriations.

38 Stat. ch. 12A.

No part of the appropriations in this Act for the Veterans Administration (except the appropriation for "Hospital and domiciliary facilities") shall be available for the purchase of any site for or toward the construction of any new hospital or home.

No part of the foregoing appropriations shall be available for hospitalization or examination of any persons except beneficiaries entitled under the laws bestowing such benefits to veterans, unless reimbursement of cost is made to the appropriation at such rates as may be fixed by the Administrator of Veterans Affairs.

INDEPENDENT OFFICES—GENERAL PROVISIONS

SEC. 102. Where appropriations in this title are expendable for travel expenses of employees and no specific limitation has been placed thereon, the expenditures for such travel expenses may not exceed the amount set forth therefor in the budget estimates submitted for the appropriations: *Provided*, That this section shall not apply to travel performed by uncompensated officials of local boards and appeal boards of the Selective Service System.

Travel expenses.

SEC. 103. Where appropriations in this title are expendable for the purchase of newspapers and periodicals and no specific limitation has been placed thereon, the expenditures therefor under each such appropriation may not exceed the amount of \$50: *Provided*, That this limitation shall not apply to the purchase of scientific, technical, trade, or traffic periodicals necessary in connection with the performance of the authorized functions of the agencies for which funds are herein provided.

Newspaper and periodical purchases.

SEC. 104. No part of any appropriation contained in this title shall be available to pay the salary of any person filling a position, other than a temporary position, formerly held by an employee who has left to enter the Armed Forces of the United States and has satisfactorily completed his period of active military or naval service and has within ninety days after his release from such service or from hospitalization continuing after discharge for a period of not more than one year made application for restoration to his former position and has been certified by the Civil Service Commission as still qualified to perform the duties of his former position and has not been restored thereto.

Positions formerly held by persons entering Armed Forces.

SEC. 105. Appropriations contained in this title, available for expenses of travel shall be available, when specifically authorized by the head of the activity or establishment concerned, for expenses of attendance at meetings of organizations concerned with the function or activity for which the appropriation concerned is made.

Attendance at meetings.

Real estate
sales, etc.

SEC. 106. No part of any appropriations made available by the provisions of this title shall be used for the purchase or sale of real estate or for the purpose of establishing new offices outside the District of Columbia: *Provided*, That this limitation shall not apply to programs which have been approved by the Congress and appropriations made therefor.

Personnel work.

SEC. 107. No part of any appropriation contained in this title shall be used to pay the compensation of any employee engaged in personnel work in excess of the number that would be provided by a ratio of one such employee to one hundred and thirty-five, or a part thereof, full-time, part-time, and intermittent employees of the agency concerned: *Provided*, That for purposes of this section employees shall be considered as engaged in personnel work if they spend half time or more in personnel administration consisting of direction and administration of the personnel program; employment, placement, and separation; job evaluation and classification; employee relations and services; training; wage administration; and processing, recording, and reporting.

Nonapplicability.

SEC. 108. None of the sections under the head "Independent Offices, General Provisions" in this title shall apply to the Housing and Home Finance Agency.

TITLE II—CORPORATIONS

The following corporations and agencies, respectively, are hereby authorized to make such expenditures, within the limits of funds and borrowing authority available to each such corporation or agency and in accord with law, and to make such contracts and commitments without regard to fiscal year limitations as provided by section 104 of the Government Corporation Control Act, as amended, as may be necessary in carrying out the programs set forth in the Budget for the fiscal year 1957 for each such corporation or agency, except as herein-after provided:

61 Stat. 584,
31 USC 849.

FEDERAL HOME LOAN BANK BOARD

Federal Home Loan Bank Board: Not to exceed a total of \$1,036,700 shall be available for administrative expenses of the Federal Home Loan Bank Board, and shall be derived from funds available to the Federal Home Loan Bank Board, including those in the Federal Home Loan Bank Board revolving fund and receipts of the Federal Home Loan Bank Administration, the Federal Home Loan Bank Board, or the Home Loan Bank Board for the current fiscal year and prior fiscal years, and the Board may utilize and may make payment for services and facilities of the Federal home-loan banks, the Federal Reserve banks, the Federal Savings and Loan Insurance Corporation, and other agencies of the Government: *Provided*, That all necessary expenses in connection with the conservatorship of institutions insured by the Federal Savings and Loan Insurance Corporation and all necessary expenses (including services performed on a contract or fee basis, but not including other personal services) in connection with the handling, including the purchase, sale, and exchange, of securities on behalf of Federal home-loan banks, and the sale, issuance, and retirement of, or payment of interest on, debentures or bonds, under the Federal Home Loan Bank Act, as amended, shall be considered as nonadministrative expenses for the purposes hereof: *Provided further*, That not to exceed \$46,950 shall be available for expenses of travel: *Provided further*, That members and alternates of the Federal Savings and Loan Advisory Council shall be entitled to reimbursement from the Board as approved by the Board for transportation expenses incurred in attendance at meetings of or concerned with the work of such

47 Stat. 725,
12 USC 1421-
1449.

Council and may be paid not to exceed \$25 per diem in lieu of subsistence: *Provided further*, That notwithstanding any other provisions of this Act, except for the limitation in amount hereinbefore specified, the administrative expenses and other obligations of the Board shall be incurred, allowed, and paid in accordance with the provisions of the Federal Home Loan Bank Act of July 22, 1932, as amended (12 U. S. C. 1421-1449): *Provided further*, That the nonadministrative expenses for the examination of Federal and State chartered institutions shall not exceed \$4,289,000.

Federal Savings and Loan Insurance Corporation: Not to exceed \$596,000 shall be available for administrative expenses, which shall be on an accrual basis and shall be exclusive of interest paid, depreciation, properly capitalized expenditures, expenses in connection with liquidation of insured institutions, liquidation or handling of assets of or derived from insured institutions, payment of insurance, and action for or toward the avoidance, termination, or minimizing of losses in the case of insured institutions, legal fees and expenses, and payments for administrative expenses of the Federal Home Loan Bank Board determined by said Board to be properly allocable to said Corporation, and said Corporation may utilize and may make payment for services and facilities of the Federal home-loan banks, the Federal Reserve banks, the Federal Home Loan Bank Board, and other agencies of the Government: *Provided*, That not to exceed \$15,400 shall be available for expenses of travel: *Provided further*, That notwithstanding any other provisions of this Act, except for the limitation in amount hereinbefore specified, the administrative expenses and other obligations of said Corporation shall be incurred, allowed and paid in accordance with title IV of the Act of June 27, 1934, as amended (12 U. S. C. 1724-1730).

48 Stat. 1255.

HOUSING AND HOME FINANCE AGENCY

Office of the Administrator, college housing loans: Not to exceed \$1,100,000 shall be available for all administrative expenses, which shall be on an accrual basis, of carrying out the functions of the Office of the Administrator under the program of housing loans to educational institutions (title IV of the Housing Act of 1950, as amended, 12 U. S. C. 1749-1749d), but this amount shall be exclusive of payment for services and facilities of the Federal Reserve banks or any member thereof, the Federal home-loan banks, and any insured bank within the meaning of the Act creating the Federal Deposit Insurance Corporation (Act of August 23, 1935, as amended, 12 U. S. C. 264) which has been designated by the Secretary of the Treasury as a depository of public money of the United States: *Provided*, That not to exceed \$42,000 shall be available for expenses of travel.

64 Stat. 77.

64 Stat. 873,
12 U S C 1811
note.

Office of the Administrator, public facility loans: Not to exceed \$368,000 of funds in the revolving fund established pursuant to title II of the Housing Amendments of 1955, as amended, shall be available for administrative expenses, but this amount shall be exclusive of payment for services and facilities of the Federal Reserve banks or any member thereof, the Federal home-loan banks, and any insured bank within the meaning of the Act creating the Federal Deposit Insurance Corporation (Act of August 23, 1935, as amended, 12 U. S. C. 264) which has been designated by the Secretary of the Treasury as a depository of public money of the United States: *Provided*, That (1) the authorization for appropriations contained in section 108 of the Reconstruction Finance Corporation Liquidation Act (67 Stat. 232) is hereby canceled, (2) the unobligated balance of the revolving fund authorized by said section is rescinded and shall

69 Stat. 642,
42 USC 1491-
1495.12 USC 1811
note.

40 USC 459.

be covered into the Treasury upon approval of this Act, and (3) the obligation of the Administrator of the Housing and Home Finance Agency to repay the Treasury for advances from said fund, together with interest thereon, is hereby canceled.

Office of the Administrator, revolving fund (liquidating programs): During the current fiscal year not to exceed \$2,165,000 shall be available for administrative expenses (including not to exceed \$150,000 for travel), but this amount shall be exclusive of costs of services performed on a contract or fee basis in connection with termination of contracts and legal services on a contract or fee basis and of payment for services and facilities of the Federal Reserve banks or any member thereof, any servicer approved by the Federal National Mortgage Association, the Federal home-loan banks, and any insured bank within the meaning of the Act of August 23, 1935, as amended, creating the Federal Deposit Insurance Corporation (12 U. S. C. 264) which has been designated by the Secretary of the Treasury as a depository of public money of the United States: *Provided*, That all expenses, not otherwise specifically limited in connection with the programs provided for under this head shall not exceed \$7,900,000, but this limitation shall not apply to expenses (other than for personal services) in connection with disposition of federally owned projects.

Federal National Mortgage Association: Not to exceed \$3,775,000 shall be available for administrative expenses, which shall be on an accrual basis, and shall be exclusive of interest paid, expenses (including expenses for fiscal agency services performed on a contract or fee basis) in connection with the issuance and servicing of obligations, depreciation, properly capitalized expenditures, fees for servicing mortgages, expenses (including services performed on a force account, contract, or fee basis, but not including other personal services) in connection with the acquisition, protection, operation, maintenance, improvement, or disposition of real or personal property belonging to said Association or in which it has an interest, cost of salaries, wages, travel, and other expenses of persons employed outside of the continental United States, expenses of services performed on a contract or fee basis in connection with the performance of legal services, and all administrative expenses reimbursable from other Government agencies; and said Association may utilize and may make payment for services and facilities of the Federal Reserve banks and other agencies of the Government: *Provided*, That the distribution of administrative expenses to the accounts of the Association shall be made in accordance with generally recognized accounting principles and practices: *Provided further*, That not to exceed \$150,000 shall be available for expenses of travel.

Federal Housing Administration: In addition to the amounts available by or pursuant to law (which shall be transferred to this authorization) for the administrative expenses in carrying out duties imposed by or pursuant to law, not to exceed \$6,900,000 of the various funds of the Federal Housing Administration shall be available for expenditure, in accordance with the National Housing Act, as amended (12 U. S. C. 1701): *Provided*, That, except as herein otherwise provided, all expenses and obligations of said Administration shall be incurred, allowed, and paid in accordance with the provisions of said Act: *Provided further*, That not to exceed \$445,000 shall be available for expenses of travel: *Provided further*, That funds available for expenditure shall be available for contract actuarial services (not to exceed \$1,500); and purchase of periodicals and newspapers (not to exceed \$750): *Provided further*, That expenditures for nonadministrative expenses classified by section 2 of Public Law 387, approved October 25, 1949, shall not exceed \$36,700,000.

12 USC 1811
note.

48 Stat. 1246.

63 Stat. 905.
12 USC 1702.

Public Housing Administration: Of the amounts available by or pursuant to law for the administrative expenses of the Public Housing Administration in carrying out duties imposed by or pursuant to law, including funds appropriated by title I of this Act, not to exceed \$12,475,000 shall be available for such expenses, including not to exceed \$950,000 for expenses of travel; purchase of uniforms, or allowances therefor, as authorized by the Act of September 1, 1954, as amended (5 U. S. C. 2131); and expenses of attendance at meetings of organizations concerned with the work of the Administration: *Provided*, That necessary expenses of providing representatives of the Administration at the sites of non-Federal projects in connection with the construction of such non-Federal projects by public housing agencies with the aid of the Administration, shall be compensated by such agencies by the payment of fixed fees which in the aggregate in relation to the development costs of such projects will cover the costs of rendering such services, and expenditures by the Administration for such purpose shall be considered nonadministrative expenses, and funds received from such payments may be used only for the payment of necessary expenses of providing representatives of the Administration at the sites of non-Federal projects: *Provided further*, That all expenses of the Public Housing Administration not specifically limited in this Act, in carrying out its duties imposed by law, shall not exceed \$2,900,000.

68 Stat. 1114.

CORPORATIONS—GENERAL PROVISIONS

SEC. 202. No part of the funds of, or available for expenditure by, any corporation or agency included in this title shall be used to pay the compensation of any employee engaged in personnel work in excess of the number that would be provided by a ratio of one such employee to one hundred and thirty-five, or a part thereof, full-time, part-time, and intermittent employees of the agency concerned: *Provided*, That for purposes of this section employees shall be considered as engaged in personnel work if they spend half-time or more in personnel administration consisting of direction and administration of the personnel program; employment, placement, and separation; job evaluation and classification; employee relations and services; training; committees of expert examiners and boards of civil-service examiners; wage administration; and processing, recording, and reporting.

Personnel work.

TITLE III—GENERAL PROVISIONS

SEC. 301. No part of any appropriation contained in this Act, or of the funds available for expenditure by any corporation or agency included in this Act, shall be used for publicity or propaganda purposes designed to support or defeat legislation pending before the Congress.

Publicity or
propaganda.

SEC. 302. No part of any appropriation hereafter contained in this or any other Act shall be used to pay the compensation of any officers or employees who establish a requirement of maximum age for entrance into positions in the competitive civil service: *Provided*, That no person who has reached his seventieth birthday shall be appointed in the competitive civil service on other than a temporary basis.

Personnel.
Maximum age.

SEC. 303. This Act may be cited as the "Independent Offices Appropriation Act, 1957".

Short title.

Approved June 27, 1956.

Public Law 624

CHAPTER 453

AN ACT

June 27, 1956
[H. R. 11473]

Making appropriations for the Legislative Branch for the fiscal year ending June 30, 1957, and for other purposes.

Legislative
Branch Appropriation
Act, 1957.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Legislative Branch for the fiscal year ending June 30, 1957, namely:

SENATE

SALARIES OF SENATORS, MILEAGE OF THE PRESIDENT OF THE SENATE AND OF SENATORS, EXPENSE ALLOWANCE OF THE MAJORITY AND MINORITY LEADERS OF THE SENATE, AND SALARY AND EXPENSE ALLOWANCE OF THE VICE PRESIDENT

For compensation of Senators, \$2,166,240.

For mileage of the President of the Senate and of Senators, \$51,000.

For expense allowance of the majority leader and the minority leader of the Senate, \$2,000 each, in all, \$4,000.

For the compensation of the Vice President of the United States, \$35,070.

For expense allowance of the Vice President, \$10,000.

SALARIES, OFFICERS AND EMPLOYEES

For compensation of officers, employees, clerks to Senators, and others as authorized by law, as follows:

OFFICE OF THE VICE PRESIDENT

For clerical assistance to the Vice President, at rates of compensation to be fixed by him in multiples of \$5 per month, \$86,925;

CHAPLAIN

Chaplain of the Senate, \$5,000;

OFFICE OF THE SECRETARY

For office of the Secretary, \$572,915: *Provided*, That effective July 1, 1956, the compensation of the chief clerk and parliamentary of the Senate shall be \$15,500 gross per annum each in lieu of \$8,820 basic per annum each; and the basic annual compensation of the following positions shall be: legislative clerk \$7,620 in lieu of \$7,260; journal clerk \$7,620 in lieu of \$7,260; assistant parliamentary \$7,620 in lieu of \$7,260; keeper of stationery \$6,060 in lieu of \$5,580; librarian \$6,060 in lieu of \$5,580; superintendent, document room \$6,060 in lieu of \$5,580; secretary to parliamentary \$3,240 in lieu of \$3,000; assistant journal clerk \$3,240 in lieu of \$3,060; assistant bill clerk \$3,240 in lieu of \$3,000; assistant executive clerk \$3,240 in lieu of \$3,000; and custodian of records \$3,240 in lieu of \$3,000;

COMMITTEE EMPLOYEES

For professional and clerical assistance to standing committees, and the Select Committee on Small Business, \$2,030,650;

CONFERENCE COMMITTEES

For clerical assistance to the Conference of the Majority, at rates of compensation to be fixed by the chairman of said committee, \$40,000;

For clerical assistance to the Conference of the Minority, at rates of compensation to be fixed by the chairman of said committee, \$40,000;

ADMINISTRATIVE AND CLERICAL ASSISTANTS TO SENATORS

For administrative and clerical assistants and messenger service for Senators, \$9,604,000;

OFFICE OF THE SERGEANT AT ARMS AND DOORKEEPER

For office of Sergeant at Arms and Doorkeeper, \$1,755,770: *Provided*, That effective July 1, 1956, the basic annual compensation of the following positions shall be: secretary \$2,760 in lieu of \$2,520; clerk \$2,880 in lieu of secretary \$2,460; chief telephone operator \$3,180 in lieu of \$3,000; three assistant chief telephone operators at \$2,580 each in lieu of \$2,460 each; twenty-six pages at \$1,800 each in lieu of twenty-four pages at \$1,800 each; seventy-nine privates, police force, at \$2,160 each in lieu of seventy-five privates, police force, at \$2,160 each; postmaster \$6,060 in lieu of \$5,580; chief clerk, post office \$2,760 in lieu of \$2,660; thirty mail carriers at \$2,100 each in lieu of twenty-eight mail carriers at \$2,100 each; superintendent, periodical press gallery at \$4,740 in lieu of \$4,320; clerk-stenographer, service department at \$2,160 in lieu of clerk-typist at \$1,920; chief machine operator at \$2,880 in lieu of \$2,760; foreman of duplicating department at \$3,180 in lieu of \$2,880; two offset press operators at \$2,580 each and one offset press operator at \$2,340 in lieu of three offset press operators at \$2,340 each; two messengers at pass door at \$2,400 each; superintendent of mails at \$2,400; superintendent, press photographers gallery at \$4,020; night supervisor, service department at \$2,700; senior addressograph operator at \$2,400 and five addressograph operators at \$2,160 each in lieu of four addressograph operators at \$2,160 each; seven messengers at \$1,740 each in lieu of six messengers at \$1,740 each; five inserting machine operators at \$1,980 each; two photostat operators at \$2,400 each in lieu of one photostat operator at \$2,400; four laborers at \$1,620 each in lieu of three laborers at \$1,620 each; auditor \$2,220; administrative assistant \$7,320; director, recording studio, \$7,020; director of photography \$5,100; chief sound engineer \$4,080; laboratory supervisor \$4,020; cameraman \$3,600; film and radio recording engineer \$3,120; shipping and stock clerk \$1,800; traffic manager \$2,520; production assistant \$3,420; editor and printer \$3,000; administrative officer \$3,780; and projectionist, film inspector \$2,280;

OFFICES OF THE SECRETARIES FOR THE MAJORITY AND THE MINORITY

For the offices of the Secretary for the Majority and the Secretary for the Minority, \$94,950: *Provided*, That effective July 1, 1956, the gross compensation of the Secretary for the Majority and the Secretary for the Minority shall be \$15,500 per annum each; and the basic annual compensation of the assistant Secretary for the Majority and the assistant Secretary for the Minority shall be \$6,300 each in lieu of \$5,580 each;

OFFICES OF THE MAJORITY AND MINORITY WHIPS

For two clerical assistants, one for the majority whip and one for the minority whip, at not to exceed \$5,580 basic per annum each, \$20,045;

68 Stat. 736,
5 USC 2091 note.

In all \$14,250,255, and the agency contribution for Federal Employees Group Life Insurance authorized to be paid from this appropriation by Public Law 598, Eighty-third Congress, shall be paid without regard to the above limitations.

CONTINGENT EXPENSES OF THE SENATE

60 Stat. 911,
20 USC 60a.

Legislative reorganization: For salaries and expenses, legislative reorganization, including the objects specified in Public Law 663, Seventy-ninth Congress, \$100,000.

Senate policy committees: For salaries and expenses of the Majority Policy Committee and the Minority Policy Committee, \$105,000 for each such committee; in all, \$210,000.

Joint Committee on the Economic Report: For salaries and expenses of the Joint Committee on the Economic Report, \$135,560.

61 Stat. 16.

Joint Committee on Atomic Energy: For salaries and expenses of the Joint Committee on Atomic Energy, including the objects specified in Public Law 20, Eightieth Congress, including \$825 for expenses of compiling and preparing year end Joint Committee reports, which sum, or any part thereof, may be paid as additional compensation to any employee of the United States, \$222,775.

Joint Committee on Printing: For salaries and expenses of the Joint Committee on Printing, at rates of compensation to be fixed by the committee, \$59,085; for expenses of compiling, preparing, and indexing the Congressional Directory, \$1,600; and for compiling, preparing, and indexing material for the biographical directory, \$2,500; said sum, or any part thereof, in the discretion of the chairman or vice chairman of the Joint Committee on Printing, may be paid as additional compensation to any employee of the United States; in all, \$63,185.

Committee on Rules and Administration: For reimbursement to General Services Administration for space furnished the United States Senate, \$27,515; and for expenses of compiling, preparing, and indexing material for the Senate Manual, \$2,050, said sum, or any part thereof, in the discretion of the Chairman of the Committee on Rules and Administration, may be paid as additional compensation to any employee of the United States; in all, \$29,565.

Vice President's automobile: For purchase, exchange, driving, maintenance, and operation of an automobile for the Vice President, \$8,785.

Automobile for the President pro tempore: For purchase, exchange, driving, maintenance, and operation of an automobile for the President pro tempore of the Senate, \$8,785.

Automobiles for majority and minority leaders: For purchase, exchange, driving, maintenance, and operation of two automobiles, one for the majority leader of the Senate, and one for the minority leader of the Senate, \$17,570.

Reporting Senate proceedings: For reporting the debates and proceedings of the Senate, payable in equal monthly installments, \$170,250.

Furniture: For services and materials in cleaning and repairing furniture, and for the purchase of furniture, \$31,190: *Provided*, That the furniture purchased is not available from other agencies of the Government.

Inquiries and investigations: For expenses of inquiries and investigations ordered by the Senate or conducted pursuant to section 134 (a) of Public Law 601, Seventy-ninth Congress, including \$400,000 for the Committee on Appropriations, to be available also for the purposes mentioned in Senate Resolution Numbered 193, agreed to October 14, 1943, and Public Law 20, Eightieth Congress, \$2,000,000.

60 Stat. 831.

Folding Documents: For the employment of personnel for folding speeches and pamphlets at a gross rate of not exceeding \$1.61 per hour per person, notwithstanding any other provision of law, \$29,000.

61 Stat. 15.

Senate restaurants: For repairs, improvements, equipment, and supplies for Senate kitchens and restaurants, Capitol Building and Senate Office Building, including personal and other services, to be expended under the supervision of the Committee on Rules and Administration, United States Senate, \$55,000.

Motor vehicles: For maintaining, exchanging, and equipping motor vehicles for carrying the mails and for official use of the offices of the Secretary and Sergeant at Arms, \$16,560.

Miscellaneous items: For miscellaneous items, exclusive of labor, \$1,370,000.

Postage Stamps: For Office of the Secretary, \$650; Office of the Sergeant at Arms, \$225; Offices of the Secretaries for the Majority and the Minority, \$100; and for air-mail and special-delivery stamps for Senators and the President of the Senate, as authorized by law, \$38,800, in all, \$39,775, and the maximum allowance per capita for air-mail and special-delivery stamps of \$300 is increased to \$400 for the fiscal year 1957, and thereafter.

Stationery: For stationery for Senators and for the President of the Senate, including \$12,900 for stationery for committees and officers of the Senate, \$187,500.

Communications: For an amount for communications which may be expended interchangeably for payment, in accordance with such limitations and restrictions as may be prescribed by the Committee on Rules and Administration, of charges on official telegrams and long-distance telephone calls made by or on behalf of Senators or the President of the Senate, such telephone calls to be in addition to those authorized by the provisions of the Legislative Branch Appropriation Act, 1947 (60 Stat. 392; 2 U. S. C. 46c, 46d, 46e), as amended, and the First Deficiency Appropriation Act, 1949 (63 Stat. 77; 2 U. S. C. 46d-1), \$14,550.

ADMINISTRATIVE PROVISIONS

Notwithstanding the provisions of any other law, each Senator may fix the basic compensation of one employee in his office at a rate of not to exceed \$8,040 per annum in addition to other positions authorized by law.

The Sergeant at Arms hereafter is authorized and directed to secure suitable office space in post office or other Federal buildings in the State of each Senator for the use of such Senator and in the city to be designated by him: *Provided*, That in the event suitable space is not available in such buildings and a Senator leases or rents office space elsewhere, the Sergeant at Arms is authorized to approve for payment, from the contingent fund of the Senate, vouchers covering bona fide statements of rentals due in an amount not exceeding \$1,200 per annum for each Senator.

Office space in
Federal buildings.

The Sergeant at Arms of the Senate hereafter is authorized and directed to approve for payment from the contingent fund of the Senate to each Senator an amount not to exceed \$150 quarterly, upon certification of each such Senator, for official office expenses incurred

Office expenses.

in his State: *Provided*, That in the case of the death of any Senator the chairman of the Committee on Rules and Administration may certify for such deceased Senator for any portion of such quarterly allowances already obligated but not certified to at the time of such Senator's death, and for an amount at the same quarterly rate which may be reasonably needed for the purpose of closing such deceased Senator's State office, for payment to the person or persons designated as entitled to such payment by said chairman.

60 Stat. 392; 67
Stat. 321.

Effective July 1, 1956, the paragraph relating to official long distance telephone calls to and from Washington, District of Columbia, under the heading "Contingent Expenses of the Senate" in Public Law 479, Seventy-ninth Congress (2 U. S. C. 46c), as amended, is amended by striking out the word "ninety" and inserting in lieu thereof "one hundred and twenty" and by striking out the words "four hundred and fifty" and inserting in lieu thereof "six hundred".

Insurance to pro-
tect funds.

The Secretary of the Senate and the Sergeant at Arms hereafter are authorized and directed to protect the funds of their respective offices by purchasing insurance in an amount necessary to protect said funds against loss. Premiums on such insurance shall be paid out of the contingent fund of the Senate, upon vouchers approved by the chairman of the Committee on Rules and Administration.

Salaries or wages paid out of the foregoing items under "Contingent Expenses of the Senate" shall be computed at basic rates, plus increased and additional compensation, as authorized and provided by law.

63 Stat. 166.
5 USC 835 note.

No part of the foregoing appropriations made under the heading "Contingent Expenses of the Senate" hereafter may be expended for per diem and subsistence expenses (as defined in the Travel Expense Act of 1949, as amended) at rates in excess of \$12 per day; except that (1) higher rates may be established by the Committee on Rules and Administration for travel beyond the limits of the continental United States, and (2) in accordance with regulations prescribed by the Committee on Rules and Administration of the Senate, reimbursement for such expenses may be made on an actual expense basis of not to exceed \$25 per day in the case of travel within the continental limits of the United States.

Compensation for stenographic assistance of committees paid out of the foregoing items under "Contingent Expenses of the Senate" hereafter shall be computed at such rates and in accordance with such regulations as may be prescribed by the Committee on Rules and Administration, notwithstanding, and without regard to any other provision of law.

Reimbursement
for mileage.

The contingent fund of the Senate is hereafter made available for reimbursement for mileage, at the rate of 10 cents per mile, for one round trip in each fiscal year by the nearest route usually traveled between Washington, District of Columbia, and a Senator's residence in his home State, to not to exceed two employees in each Senator's office, such reimbursement to be made upon vouchers approved by the Senator and containing a certification by him that such travel was performed in line of official duty.

Restriction on
compensation.

Unless otherwise specifically authorized by law, no part of any appropriation disbursed by the Secretary of the Senate shall be available for payment of compensation to any person holding any position, for any period for which such person received compensation for holding any other position, the compensation for which is disbursed by the Secretary of the Senate.

HOUSE OF REPRESENTATIVES

SALARIES, MILEAGE FOR THE MEMBERS, AND EXPENSE ALLOWANCE OF
THE SPEAKER

For compensation of Members (wherever used herein the term "Member" shall include Members of the House of Representatives, Delegates from Territories, and the Resident Commissioner from Puerto Rico), \$9,897,000.

For mileage of Members and expense allowance of the Speaker, as authorized by law, \$200,000.

SALARIES, OFFICERS AND EMPLOYEES

For compensation of officers and employees, as authorized by law, as follows:

OFFICE OF THE SPEAKER

For the Office of the Speaker, \$51,890.

OFFICE OF THE PARLIAMENTARIAN

For the Office of the Parliamentarian, including \$2,000 for preparing the Digest of the Rules, \$58,325.

OFFICE OF THE CHAPLAIN

For the Office of the Chaplain, \$7,450.

OFFICE OF THE CLERK

For the Office of the Clerk, \$931,955.

COMMITTEE EMPLOYEES

For committee employees, including not to exceed \$435,000 for the Committee on Appropriations, \$2,136,000.

OFFICE OF THE SERGEANT AT ARMS

For the Office of the Sergeant at Arms, including \$7,500 for additional clerical assistants, \$494,770.

OFFICE OF THE DOORKEEPER

For the Office of the Doorkeeper, \$862,700.

SPECIAL AND MINORITY EMPLOYEES

For six minority employees, \$70,935.

For the office of the majority floor leader, including \$2,000 for official expenses of the majority leader, \$52,550.

For the office of the minority floor leader, \$39,800.

For the office of the majority whip, \$23,830.

For the office of the minority whip, \$23,830.

For two printing clerks, one for the majority caucus room and one for the minority caucus room, to be appointed by the majority and minority leaders, respectively, \$9,760.

For a technical assistant in the office of the attending physician, to be appointed by the attending physician, subject to the approval of the Speaker, \$7,790.

OFFICE OF THE POSTMASTER

For the Office of the Postmaster, including employment of substitute messengers, and extra services of regular employees when required at the basic salary rate of not to exceed \$2,100 per annum each, \$251,425.

OFFICIAL REPORTERS OF DEBATES

For official reporters of debates, \$158,210.

OFFICIAL REPORTERS TO COMMITTEES

For official reporters to committees, \$150,330.

APPROPRIATIONS COMMITTEE

For salaries and expenses, studies and examinations of executive agencies, by the Committee on Appropriations, and temporary personal services for such committee, to be expended in accordance with section 202 (b) of the Legislative Reorganization Act, 1946, and to be available for reimbursement to agencies for services performed, \$500,000.

60 Stat. 834.
2 USC 72a.

MEMBERS' CLERK HIRE

For clerk hire, necessarily employed by each Member in the discharge of his official and representative duties, \$14,600,000.

CONTINGENT EXPENSES OF THE HOUSE

Furniture: For furniture and materials for repairs of the same, including labor, tools, and machinery for furniture repair shops, and for the purchase of packing boxes, \$231,800.

Miscellaneous items: For miscellaneous items, exclusive of salaries unless specifically ordered by the House of Representatives, including the sum of \$130,000 for payment to the Architect of the Capitol in accordance with section 208 of the Act, approved October 9, 1940 (Public Law 812); the exchange, operation, maintenance, and repair of the Clerk's motor vehicles; the exchange, operation, maintenance, and repair of the folding room motortruck; the exchange, maintenance, operation, and repair of the postoffice motor vehicles for carrying the mails; the sum of \$600 for hire of automobile for the Sergeant at Arms; materials for folding; and for stationery for the use of committees, departments, and officers of the House; \$1,065,000.

54 Stat. 1056.
40 USC 174k.

Reporting hearings: For stenographic reports of hearings of committees other than special and select committees, \$125,000.

Special and select committees: For salaries and expenses of special and select committees authorized by the House, \$1,400,000.

Joint Committee on Internal Revenue Taxation: For the payment of the salaries and other expenses of the Joint Committee on Internal Revenue Taxation, \$220,000.

Joint Committee on Immigration and Nationality Policy: For salaries and expenses of the Joint Committee on Immigration and Nationality Policy, \$20,000.

Office of the Coordinator of Information: For salaries and other expenses of the Office of the Coordinator of Information, \$86,985.

Telegraph and telephone: For telegraph and telephone service, exclusive of personal services, \$975,000.

Stationery (revolving fund): For a stationery allowance for each Member, for the first session of the Eighty-fifth Congress, \$525,600, to remain available until expended.

Attending physician's office: For medical supplies, equipment, and contingent expenses of the emergency room and for the attending physician and his assistants, including an allowance of \$1,500 to be paid to the attending physician in equal monthly installments as authorized by the Act approved June 27, 1940 (54 Stat. 629), and including an allowance of \$75 per month each to four assistants as provided by the House resolutions adopted July 1, 1930, January 20, 1932, and November 18, 1940, and Public Law 242, Eighty-fourth Congress, \$12,145.

69 Stat. 499.

Postage stamps: Postmaster, \$320; Clerk, \$640; Sergeant at Arms, \$480; Doorkeeper, \$400; United States airmail and special-delivery postage stamps for each Member, the Speaker, the majority and minority leaders, the majority and minority whips, and to each standing committee, as authorized by law; \$92,760.

Folding documents: For folding speeches and pamphlets, at a gross rate not exceeding \$2.15 per thousand or for the employment of personnel at a gross rate not exceeding \$1.61 per hour per person, \$165,000: *Provided*, That paragraph (2) of subsection (g) of section 4 of Public Law 94, Eighty-fourth Congress, relating to "Folding documents", is repealed effective July 1, 1956.

69 Stat. 177.
5 USC 932c.

Revision of laws: For preparation and editing of the laws as authorized by the Act approved May 29, 1928 (1 U. S. C. 59), \$16,500, to be expended under the direction of the Committee on the Judiciary.

45 Stat. 1008.

Speaker's automobile: For purchase, exchange, hire, driving, maintenance, repair, and operation of an automobile for the Speaker, \$14,900.

Automobile for the majority leader: For purchase, exchange, hire, driving, maintenance, repair, and operation of an automobile for the majority leader of the House, \$6,500.

Automobile for the minority leader: For purchase, exchange, hire, driving, maintenance, repair, and operation of an automobile for the minority leader of the House, \$13,500.

ADMINISTRATIVE PROVISION

Salaries or wages paid out of the items herein for the House of Representatives shall hereafter be computed at basic rates, plus increased and additional compensation, as authorized and provided by law.

CAPITOL POLICE

General expenses: For purchasing and supplying uniforms; the purchase, maintenance, and repair of police motor vehicles, including two-way police radio equipment; contingent expenses, including \$25 per month for extra services performed for the Capitol Police Board by such member of the staff of the Sergeant at Arms of the Senate or the House, as may be designated by the Chairman of the Board; \$28,800.

Capitol Police Board: To enable the Capitol Police Board to provide additional protection for the Capitol Buildings and Grounds, including the Senate and House Office Buildings and the Capitol Power Plant, \$83,095. Such sum shall be expended only for payment for salaries and other expenses of personnel detailed from the Metropolitan Police of the District of Columbia, and the Commissioners of the District of Columbia are authorized and directed to make such details upon the request of the Board. Personnel so detailed shall, during the period of such detail, serve under the direction and instructions of the Board and is authorized to exercise the same authority as members of such Metropolitan Police and members of the Capitol

55 Stat. 456.
54 Stat. 629.

Police and to perform such other duties as may be assigned by the Board. Reimbursement for salaries and other expenses of such detail personnel shall be made to the government of the District of Columbia, and any sums so reimbursed shall be credited to the appropriation or appropriations from which such salaries and expenses are payable and shall be available for all the purposes thereof: *Provided*, That any person detailed under the authority of this paragraph or under similar authority in the Legislative Branch Appropriation Act, 1942, and the Second Deficiency Appropriation Act, 1940, from the Metropolitan Police of the District of Columbia shall be deemed a member of such Metropolitan Police during the period or periods of any such detail for all purposes of rank, pay, allowances, privileges, and benefits to the same extent as though such detail had not been made, and at the termination thereof any such person who was a member of such police on July 1, 1940, shall have a status with respect to rank, pay, allowances, privileges, and benefits which is not less than the status of such person in such police at the end of such detail: *Provided further*, That the Commissioners of the District of Columbia are directed to pay the lieutenants detailed under the authority of this paragraph the same salary as that paid in fiscal year 1955 plus \$625 each and such increases in basic compensation as may be subsequently provided by law so long as these positions are held by the present incumbents and that the Commissioners of the District of Columbia are directed to pay the deputy chief detailed under the authority of this paragraph the same salary as that paid in fiscal year 1956 plus \$600 and such increases in basic compensation as may be subsequently provided by law so long as this position is held by the present incumbent.

Disbursement.

The foregoing amounts under "Capitol Police" shall be disbursed by the Clerk of the House.

OFFICE OF THE LEGISLATIVE COUNSEL

For salaries and expenses of maintenance of the Office of the Legislative Counsel, as authorized by law, including increased and additional compensation as provided by law, \$328,000, of which \$165,000 shall be disbursed by the Secretary of the Senate and \$163,000 shall be disbursed by the Clerk of the House.

JOINT COMMITTEE ON REDUCTION OF NONESSENTIAL FEDERAL EXPENDITURES

For an amount to enable the Joint Committee on Reduction of Non-essential Federal Expenditures to carry out the duties imposed upon it by section 601 of the Revenue Act of 1941 (55 Stat. 726), to remain available during the existence of the committee, \$22,500, to be disbursed by the Secretary of the Senate.

EDUCATION OF SENATE AND HOUSE PAGES

60 Stat. 839.
2 USC 88a.

For education of congressional pages and pages of the Supreme Court, pursuant to section 243 of the Legislative Reorganization Act, 1946, \$50,000, which amount shall be advanced and credited to the applicable appropriation of the District of Columbia, and the Board of Education of the District of Columbia is hereby authorized to employ such personnel for the education of pages as may be required and to pay compensation for such services in accordance with such rates of compensation as the Board of Education may prescribe.

PENALTY MAIL COSTS

For expenses necessary under section 2 of Public Law 286, Eighty-third Congress, \$2,076,000, to be available immediately.

67 Stat. 614.
39 USC 321c.

STATEMENT OF APPROPRIATIONS

For the preparation, under the direction of the Committees on Appropriations of the Senate and House of Representatives, of the statements for the second session of the Eighty-fourth Congress, showing appropriations made, indefinite appropriations, and contracts authorized, together with a chronological history of the regular appropriation bills as required by law, \$10,000, to be paid to the persons designated by the chairmen of such committees to supervise the work.

ARCHITECT OF THE CAPITOL

OFFICE OF THE ARCHITECT OF THE CAPITOL

Salaries: For the Architect of the Capitol, Assistant Architect of the Capitol, and Second Assistant Architect of the Capitol, at salary rates of \$17,500, \$14,800, and \$2,500 additional so long as the position is held by the present incumbent, and \$14,800 per annum, respectively, and other personal services at rates of pay provided by law; and the Assistant Architect of the Capitol shall act as Architect of the Capitol during the absence or disability of that official or whenever there is no Architect, and, in case of the absence or disability of the Assistant Architect, the Second Assistant Architect of the Capitol shall so act; \$203,500.

Appropriations under the control of the Architect of the Capitol shall be available for expenses of travel on official business not to exceed in the aggregate under all funds the sum of \$3,000.

Contingent expenses: To enable the Architect of the Capitol to make surveys and studies and to meet unforeseen expenses in connection with activities under his care, \$50,000.

CAPITOL BUILDINGS AND GROUNDS

Capitol Buildings: For necessary expenditures for the Capitol Building and electrical substations of the Senate and House Office Buildings, under the jurisdiction of the Architect of the Capitol, including minor improvements, maintenance, repair, equipment, supplies, material, fuel, oil, waste, and appurtenances; furnishings and office equipment; special and protective clothing for workmen; personal and other services; cleaning and repairing works of art and procurement of a framed oil portrait of former Architect of the Capitol, David Lynn, without regard to section 3709 of the Revised Statutes, as amended; purchase or exchange, maintenance and operation of passenger motor vehicle; not to exceed \$300 for the purchase of necessary reference books and periodicals; not to exceed \$150 for expenses of attendance, when specifically authorized by the Architect of the Capitol, at meetings or conventions in connection with subjects related to work under the Architect of the Capitol; \$743,200: *Provided*, That not to exceed \$60,000 of the amount made available under this head for the fiscal year 1956 for the installation of two additional elevators in the Senate wing of the Capitol is hereby continued available until June 30, 1957.

41 USC 5.

69 Stat. 515.

Extension of the Capitol: To enable the Architect of the Capitol, under the direction of the Commission for Extension of the United

40 USC 166 note. States Capitol, to continue to provide for the extension, reconstruction, and replacement of the central portion of the United States Capitol and other improvements authorized under the heading "Extension of the Capitol" in the Act of August 5, 1955 (69 Stat. 515, 516), as amended, \$12,000,000.

41 USC 5. Capitol Grounds: For care and improvement of grounds surrounding the Capitol, Senate and House Office Buildings; Capitol Power Plant; personal and other services; care of trees; planting; fertilizers; repairs to pavements, walks, and roadways; waterproof wearing apparel; maintenance of signal lights; and for snow removal by hire of men and equipment or under contract without compliance with section 3709 of the Revised Statutes, as amended; \$932,600, of which \$650,000 shall be available for construction of a combined sanitary-storm water sewer extending from the Additional Senate Office Building to the existing sewer crossing Constitution Avenue just west of New Jersey Avenue Northwest.

Subway transportation, Capitol and Senate Office Buildings: For maintenance, repairs, and rebuilding of the subway transportation system connecting the Senate Office Building with the Capitol, including personal and other services, \$6,600.

Senate Office Building: For maintenance, miscellaneous items and supplies, including furniture, furnishings, and equipment, and for labor and material incident thereto, and repairs thereof; for purchase of waterproof wearing apparel and for personal and other services; including five female attendants in charge of ladies' retiring rooms at \$1,800 each, for the care and operation of the Senate Office Building; to be expended under the control and supervision of the Architect of the Capitol; in all, \$1,248,600.

ADDITIONAL OFFICE BUILDING FOR THE UNITED STATES SENATE

Construction and equipment of additional Senate Office Building: To enable the Architect of the Capitol, under the direction of the Senate Office Building Commission, to continue to provide for the construction and equipment of a fireproof office building for the use of the United States Senate, in accordance with the provisions of the Second Deficiency Appropriation Act, 1948 (62 Stat. 1029), \$5,250,000: *Provided*, That no part of the funds herein appropriated shall be obligated or expended for construction of the rear center wing of said building, from the ground floor up, provided for under the building plans heretofore approved by such Commission.

Legislative garage: For maintenance, repairs, alterations, personal and other services, and all other necessary expenses, \$38,500.

House Office Buildings: For maintenance, including equipment, waterproof wearing apparel, miscellaneous items, and for all necessary services, \$1,149,900.

40 USC 175 note. Acquisition of property, construction and equipment, Additional House Office Building: To enable the Architect of the Capitol, under the direction of the House Office Building Commission, to continue to provide for the acquisition of property, construction and equipment of an additional fireproof office building for the use of the House of Representatives, and other changes and improvements, authorized by the Additional House Office Building Act of 1955 (69 Stat. 41, 42), \$10,000,000.

Capitol Power Plant: For lighting, heating, and power (including the purchase of electrical energy), for the Capitol, Senate and House Office Buildings, Supreme Court Building, Congressional Library Buildings, and the grounds about the same, Botanic Garden, legislative garage, and for air-conditioning refrigeration not supplied from

plants in any of such buildings; for heating the Government Printing Office, Washington City Post Office, and Folger Shakespeare Library, reimbursement for which shall be made and covered into the Treasury; personal and other services, fuel, oil, materials, waterproof wearing apparel, and all other necessary expenses in connection with the maintenance and operation of the plant, \$1,304,300.

Changes and improvements, Capitol Power Plant: Toward carrying out the changes and improvements authorized by the Act of October 26, 1949 (Public Law 413, Eighty-first Congress), \$1,196,000, to be expended by the Architect of the Capitol under the direction of the House Office Building Commission, and the authorized limit of cost fixed by Public Law 413 is hereby increased by \$730,000.

63 Stat. 933.

LIBRARY BUILDINGS AND GROUNDS

Structural and mechanical care: For the necessary expenditures for mechanical and structural maintenance, including minor improvements, equipment, supplies, waterproof wearing apparel, and personal and other services, \$800,000, of which not to exceed \$10,000 shall be available for expenditure without regard to section 3709 of the Revised Statutes, as amended.

41 USC 5.

Furniture and furnishings: For furniture, partitions, screens, shelving, and electrical work pertaining thereto and repairs thereof, office and library equipment, apparatus, and labor-saving devices, \$75,000.

BOTANIC GARDEN

Salaries and expenses: For all necessary expenses incident to maintaining, operating, repairing, and improving the Botanic Garden and the nurseries, buildings, grounds, collections, and equipment pertaining thereto, including personal services (including not to exceed \$3,000 for temporary labor without regard to the Classification Act of 1949, as amended); waterproof wearing apparel; not to exceed \$25 for emergency medical supplies; traveling expenses including streetcar fares, not to exceed \$275; the prevention and eradication of insect and other pests and plant diseases by purchase of materials and procurement of personal services by contract without regard to the provisions of any other Act; purchase and exchange of motor trucks; purchase and exchange, maintenance, repair, and operation of a passenger motor vehicle; purchase of botanical books, periodicals, and books of reference, not to exceed \$100; repairs and improvements to Director's residence; all under the direction of the Joint Committee on the Library; \$253,600: *Provided*, That no part of this appropriation shall be used for the distribution; by congressional allotment, of trees, plants, shrubs, or other nursery stock.

63 Stat. 954.
5 USC 1071 note.

LIBRARY OF CONGRESS

Salaries and expenses: For necessary expenses of the Library of Congress, not otherwise provided for, including development and maintenance of the Union Catalogs; custody, care, and maintenance of the Library Buildings; special clothing; purchase of one passenger motor vehicle for replacement only; and expenses of the Library of Congress Trust Fund Board not properly chargeable to the income of any trust fund held by the Board; \$5,310,593.

COPYRIGHT OFFICE

Salaries and expenses: For necessary expenses of the Copyright Office, including publication of the decisions of the United States courts involving copyrights, \$1,287,547.

LEGISLATIVE REFERENCE SERVICE

60 Stat. 836.
2 USC 166 and
note.

Salaries and expenses: For expenses necessary to carry out the provisions of section 203 of the Legislative Reorganization Act of 1946, as amended (2 U. S. C. 166), \$1,067,387: *Provided*, That no part of this appropriation may be used to pay any salary or expense in connection with any publication, or preparation of material therefor (except the Digest of Public General Bills), to be issued by the Library of Congress unless such publication has obtained prior approval of either the Committee on House Administration or the Senate Committee on Rules and Administration.

DISTRIBUTION OF CATALOG CARDS

Salaries and expenses: For expenses necessary for the preparation and distribution of catalog cards and other publications of the Library, \$1,487,100.

INCREASE OF THE LIBRARY OF CONGRESS

General increase of the Library: For expenses (except personal services) necessary for acquisition of books, periodicals and newspapers, and all other material for the increase of the Library, \$300,000, to continue available during the next succeeding fiscal year.

Increase of the law library: For expenses (except personal services) necessary for acquisition of books, legal periodicals, and all other material for the increase of the law library, \$90,000, to continue available during the next succeeding fiscal year.

Books for the Supreme Court: For the purchase of books and periodicals for the Supreme Court, to be a part of the Library of Congress, and purchased by the Librarian of the Supreme Court, under the direction of the Chief Justice, \$27,500.

BOOKS FOR THE BLIND

46 Stat. 1487.

For salaries and other expenses necessary to carry out the provisions of the Act entitled "An Act to provide books for the blind", approved March 3, 1931 (2 U. S. C. 135a), as amended, \$1,067,481.

ADMINISTRATIVE PROVISIONS

60 Stat. 810.

Appropriations in this Act available to the Library of Congress for salaries shall be available for expenses of investigating the loyalty of Library employees; special and temporary services (including employees engaged by the day or hour or in piecework); and services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a).

Not to exceed ten positions in the Library of Congress may be exempt from the provisions of appropriation Acts concerning the employment of aliens during the current fiscal year, but the Librarian shall not make any appointment to any such position until he has ascertained that he cannot secure for such appointments a person in any of the categories specified in such provisions who possesses the special qualifications for the particular position and also otherwise

meets the general requirements for employment in the Library of Congress.

Appropriations in this Act available to the Library of Congress shall be available, in an amount not to exceed \$11,000, when specifically authorized by the Librarian, for expenses of attendance at meetings concerned with the function or activity for which the appropriation is made.

GOVERNMENT PRINTING OFFICE

PRINTING AND BINDING

For authorized printing and binding for the Congress; not to exceed \$7,500 for printing and binding for the Architect of the Capitol; expenses necessary for preparing the semimonthly and session index to the Congressional Record, as authorized by law (44 U. S. C. 182); printing, binding, and distribution of the Federal Register (including the Code of Federal Regulations), as authorized by law (44 U. S. C. 309, 311, 311a); and printing and binding of Government publications authorized by law to be distributed without charge to the recipients; \$9,200,000; and in addition, \$400,000, to be immediately available: *Provided*, That this appropriation shall not be available for printing and binding part 2 of the annual report of the Secretary of Agriculture (known as the Yearbook of Agriculture).

28 Stat. 603.

49 Stat. 502; 63 Stat. 381; 56 Stat. 1045.

OFFICE OF SUPERINTENDENT OF DOCUMENTS

Salaries and expenses: For necessary expenses of the Office of Superintendent of Documents, including personal services in accordance with the Classification Act of 1949, as amended, and compensation of employees who shall be subject to the provisions of the Act entitled "An Act to regulate and fix rates of pay for employees and officers of the Government Printing Office", approved June 7, 1924 (44 U. S. C. 40); traveling expenses (not to exceed \$1,500); price lists and bibliographies; repairs to buildings, elevators, and machinery; and supplying books to depository libraries; \$2,990,400. Hereafter, appropriations available for the Office of Superintendent of Documents shall not be used to supply depository libraries any documents, books, or other printed matter not requested by such libraries, and the requests therefor shall be subject to approval by the Superintendent of Documents.

63 Stat. 954.
5 USC 1071 note.

43 Stat. 658.

REVOLVING FUND

The paragraph in the Legislative Appropriation Act, 1954 (67 Stat. 330), establishing the Government Printing Office Revolving Fund is hereby amended by striking out the words "purchase of uniforms for guards;" and inserting in lieu thereof the words "uniforms, or allowances therefor, as authorized by the Act of September 1, 1954 (68 Stat. 1114), as amended".

44 USC 63.

5 USC 2131 note.

The paragraph in the Legislative Appropriation Act 1954 (67 Stat. 330), establishing the Government Printing Office Revolving Fund is hereby amended by striking out the words "(except buildings and land)", where they occur, and inserting in lieu thereof "and building appurtenances (except building structures and land)".

The Public Printer is authorized to provide for the improvement of electrical facilities and extension of air conditioning as necessary for the operation and maintenance of the Government Printing Office. The operation shall be financed from the revolving fund in accordance with provisions of law (44 U. S. C. 63; 63 Stat. 301, August 1, 1955).

67 Stat. 330; 69 Stat. 519.

GENERAL PROVISIONS

Private vehicles.

SEC. 102. No part of the funds appropriated in this Act shall be used for the maintenance or care of private vehicles.

46 Stat. 32,
2 USC 60a.

SEC. 103. Whenever any office or position not specifically established by the Legislative Pay Act of 1929 is appropriated for herein or whenever the rate of compensation or designation of any position appropriated for herein is different from that specifically established for such position by such Act, the rate of compensation and the designation of the position, or either, appropriated for or provided herein, shall be the permanent law with respect thereto: *Provided*, That the provisions herein for the various items of official expenses of Members, Officers, and Committees of the House, and Clerk Hire for Members shall be the permanent law with respect thereto: *Provided further*, That the provisions relating to positions and salaries thereof carried in H. Res. 297, 336, 339, 342, 374, 424, 446, 448, 468, 486, and 494 of the Eighty-fourth Congress shall be the permanent law with respect thereto: *Provided further*, That the provisions of H. Res. 465 of the Eighty-fourth Congress shall be the permanent law with respect thereto.

Capitol Police.

SEC. 104. No part of any appropriation contained in this Act shall be paid as compensation to any person appointed after June 30, 1935, as an officer or member of the Capitol Police who does not meet the standards to be prescribed for such appointees by the Capitol Police Board: *Provided*, That the Capitol Police Board is hereby authorized to detail police from the House Office, Senate Office, and Capitol Buildings for police duty on the Capitol Grounds.

House and Senate Recording Studios.

SEC. 105. (a) There is hereby established a House Recording Studio and a Senate Recording Studio.

(b) The House Recording Studio shall assist Members of the House of Representatives in making disk, film, and tape recordings, and in performing such other functions and duties in connection with the making of such recordings as may be necessary. The Senate Recording Studio shall assist Members of the Senate and committees of the Senate in making disk, film, and tape recordings, and in performing such other functions and duties in connection with the making of such recordings as may be necessary. The House Recording Studio shall be for the exclusive use of Members of the House of Representatives (including the Delegates and the Resident Commissioner from Puerto Rico); the Senate Recording Studio shall be for the exclusive use of Members of the Senate, the Vice President, and committees of the Senate.

Studio operators.

(c) The House Recording Studio shall be operated by the Clerk of the House of Representatives under the direction and control of a committee which is hereby created (hereinafter referred to as the committee) composed of three Members of the House. Two members of the committee shall be from the majority party and one member shall be from the minority party, to be appointed by the Speaker. The committee is authorized to issue such rules and regulations relating to operation of the House Recording Studio as it may deem necessary.

The Senate Recording Studio shall be operated by the Sergeant at Arms of the Senate under the direction and control of the Committee on Rules and Administration of the Senate. The Committee on Rules and Administration is authorized to issue such rules and regulations relating to operation of the Senate Recording Studio as it may deem necessary.

Price fixing of recordings, etc.

(d) The Clerk of the House of Representatives shall, subject to the approval of the committee, set the price of making disk, film, and

tape recordings, and collect all moneys owed the House Recording Studio. The Committee on Rules and Administration of the Senate shall set the price of making disk, film, and tape recordings and all moneys owed the Senate Recording Studio shall be collected by the Sergeant at Arms of the Senate.

(e) No moneys shall be expended or obligated for the House Recording Studio except as shall be pursuant to such regulations as the committee may approve. No moneys shall be expended or obligated by the Director of the Senate Recording Studio until approval therefor has been obtained from the Sergeant at Arms of the Senate.

Expenditures, restrictions.

(f) The Clerk of the House of Representatives is authorized, subject to the approval of the committee, to appoint and fix the compensation of a Director of the House Recording Studio and such other employees as are deemed necessary to the operation of the House Recording Studio.

Appointments; compensation.

(g) There is hereby established in the Treasury of the United States, a revolving fund within the contingent fund of the House of Representatives for the House Recording Studio for the purposes of administering the duties of that studio. There is also established in the Treasury of the United States, a revolving fund within the contingent fund of the Senate for the Senate Recording Studio for the purposes of administering the duties of that studio.

House and Senate revolving funds.

(h) All moneys received by the House Recording Studio from Members of the House of Representatives for disk, film, or tape recordings, or from any other source, shall be deposited by the Clerk of the House of Representatives in the revolving fund established for the House Recording Studio by the preceding paragraph; moneys in such fund shall be available for disbursement therefrom by the Clerk of the House of Representatives for the care, maintenance, operation, and other expenses of the studio upon vouchers signed and approved in such manner as the committee shall prescribe. All moneys received by the Senate Recording Studio for disk, film, or tape recordings or from any other source, shall be deposited in the revolving fund established for the Senate Recording Studio by the preceding paragraph; moneys in such fund shall be available for disbursement therefrom upon vouchers signed and approved by the Sergeant at Arms for the care, maintenance, operation, and other expenses of the Senate Recording Studio.

(i) (1) As soon as practicable after the date of enactment of this Act but no later than September 30, 1956, the equity of the Joint Senate and House Recording Facility Revolving Fund shall be distributed equally to the Senate and House of Representatives on the basis of an audit to be made by the General Accounting Office.

Distribution of equity.

(2) The Sergeant at Arms of the Senate and the Clerk of the House of Representatives shall, subject to the approval of the committees mentioned in subsection (c) hereof, determine the assignment of existing studio facilities to the Senate and the House of Representatives, and also the existing equipment, materials and supplies to be transferred to the respective studios. The evaluation of equipment, materials and supplies transferred to each studio shall be on the basis of market value. Any other equipment, materials and supplies determined to be obsolete or not needed for the operation of the respective studios shall be disposed of to the best interest of the Government and the proceeds thereof deposited in the Joint Senate and House Recording Facility Revolving Fund.

(3) Accounts receivable, which on the effective date of liquidation, are due from Members and committees of the Senate shall be transferred to the Senate Studio, and those due from Members and com-

Transfer of accounts.

	mittees of the House of Representatives shall be transferred to the House Studio.
Reserve fund.	(4) A sufficient reserve shall be set aside from the Joint Senate and House Recording Facility Revolving Fund to liquidate any outstanding accounts payable.
Balance, distribution.	(5) After appropriate adjustments for the value of assets assigned or transferred to the Senate and House of Representatives, respectively, the balance in the Joint Senate and House Recording Facility Revolving Fund shall be distributed equally to the Senate and House of Representatives for deposit to the respective revolving funds authorized by this section.
Services and facilities, availability.	(j) Pending acquisition of the stock, supplies, materials, and equipment necessary to properly equip both studios, the present services and facilities shall be made available to both studios in order that each studio may carry out its duty.
Employment, restrictions.	(k) No person shall be an officer or employee of the House or Senate Recording Studio while he is engaged in any other business, profession, occupation, or employment which involves the performance of duties which are similar to those which would be performed by him as such an officer or employee of such studio unless approved in writing by the committee in the case of the House Recording Studio and the Senate Committee on Rules and Administration in the case of the Senate Recording Studio.
61 Stat. 361.	(l) The Joint Recording Facility positions and salaries established pursuant to the Legislative Branch Appropriation Act, 1948, and all subsequent Acts are hereby abolished.
67 Stat. 439.	(m) Effective with the completion of the transfer provided for by subsection (i) hereof the joint resolution entitled "Joint resolution establishing in the Treasury of the United States a revolving fund within the contingent fund of the House of Representatives", approved August 7, 1953 (2 U. S. C., sec. 123), is repealed.
Bonds and sureties.	(n) The Director of the House Recording Studio shall give bond to the Clerk of the House of Representatives with one or more sureties in the penal sum of \$20,000, with condition for the faithful performance of his duties and the preservation and security of all property in his care. The Director of the Senate Recording Studio shall give bond to the Sergeant at Arms of the Senate with one or more sureties in the penal sum of \$20,000, with condition for the faithful performance of his duties and the preservation and security of all property in his care.
Appropriations.	(o) Such sums as may be necessary to carry out the provisions of this section are hereby authorized to be appropriated.
Short title.	SEC. 106. This Act may be cited as the "Legislative Branch Appropriation Act, 1957".

Approved June 27, 1956.

Public Law 625

CHAPTER 460

June 29, 1956
[S. 3778]

AN ACT

To amend the Act for the protection of walruses.

Alaska.
Walruses.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 of the Act of August 18, 1941 (ch. 368, 55 Stat. 632; 48 U. S. C. 248), is amended by changing the colon at the end of the first proviso to a comma and by inserting thereafter: "and said skins or hides may be exported from the Territory subject to such limitations on numbers and sizes of skins or hides exported as the Secretary of the Interior may prescribe for the purpose of protecting and conserving the walrus herds:".

SEC. 2. Section 1 of said Act of August 18, 1941, is further amended by changing the period at the end thereof to a colon and by inserting thereafter: "*Provided further*, That the Secretary of the Interior is authorized to prescribe by regulations the extent to which, the times when, and the means by which, walrus may be taken for purposes other than food and clothing and the extent to which such walrus or the parts thereof may be possessed, sold, bartered, purchased, or exported. Any regulations so prescribed shall prohibit the hunting of walrus with the use of airplanes and helicopters and shall prohibit the taking of any walrus by a nonnative other than one bull walrus per year which may be taken only when the nonnative is accompanied by a native guide. The meat of any walrus taken by a nonnative shall be given to natives, and the Secretary of the Interior is directed to prohibit the taking of walrus by nonnatives whenever he determines that such taking may endanger the food supply of the natives. No nonnative shall take any walrus under any regulations prescribed by the Secretary of the Interior without first having procured a walrus hunting license which shall be issued in the manner prescribed by subdivision I, section 10, of the Alaska game law of January 13, 1925, as amended (43 Stat. 744; 48 U. S. C. 199). The fee for such license shall be \$25 for nonnative residents of the Territory of Alaska and \$50 for nonresidents. For the purposes of this Act, residence shall be governed by the conditions prescribed in section 3 of said Alaska game law. After deducting the amount that may be retained as compensation by persons authorized to sell such licenses, the amount of such retained compensation to be determined in accordance with subdivision K of section 10 of said Alaska game law, the proceeds from the sale of walrus hunting licenses shall be accounted for and disposed of in the manner prescribed by the said subdivision K."

Approved June 29, 1956.

Public Law 626

CHAPTER 461

AN ACT

To provide for the relief of certain members of the uniformed services.

June 29, 1956
[H. R. 8922]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all payments of reenlistment bonuses heretofore made under the provisions of section 208 of the Career Compensation Act of 1949, as added by section 2 of the Act of July 16, 1954 (68 Stat. 488), are hereby validated to the extent that such bonuses were computed on the basis that reenlistments entered into by the member concerned subsequent to September 30, 1949, for which he did not receive a reenlistment bonus under section 207 of the Career Compensation Act of 1949, were not counted in determining the reenlistment involved. Any member who has made repayment to the United States of any amount so paid to him as a reenlistment bonus is entitled to have refunded the amount repaid.

SEC. 2. The Comptroller General of the United States, or his designee, shall relieve disbursing officers, including special disbursing agents, of the United States, from accountability for any payments described in section 1 of this Act, and shall allow credits in the settlement of the accounts of those officers or agents for payments which are found to be free from fraud and collusion.

SEC. 3. Appropriations available for the pay and allowances of members of the uniformed services, as defined in the Career Compensation Act of 1949, are available for refunds under this Act.

Approved June 29, 1956.

Armed Forces.
Reenlistment
bonuses.

37 USC 239.

63 Stat. 811; 68
Stat. 488.
37 USC 238.

37 USC 231 note.

Public Law 627

CHAPTER 462

June 29, 1956
[H. R. 10660]

AN ACT

To amend and supplement the Federal-Aid Road Act approved July 11, 1916, to authorize appropriations for continuing the construction of highways; to amend the Internal Revenue Code of 1954 to provide additional revenue from the taxes on motor fuel, tires, and trucks and buses; and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

TITLE I—FEDERAL-AID HIGHWAY ACT OF 1956

SEC. 101. SHORT TITLE FOR TITLE I.

This title may be cited as the "Federal-Aid Highway Act of 1956".

SEC. 102. FEDERAL-AID HIGHWAYS.

23 USC 48 and
note; 16 USC 503.

(a) (1) **AUTHORIZATION OF APPROPRIATIONS.**—For the purpose of carrying out the provisions of the Federal-Aid Road Act approved July 11, 1916 (39 Stat. 355), and all Acts amendatory thereof and supplementary thereto, there is hereby authorized to be appropriated for the fiscal year ending June 30, 1957, \$125,000,000 in addition to any sums heretofore authorized for such fiscal year; the sum of \$850,000,000 for the fiscal year ending June 30, 1958; and the sum of \$875,000,000 for the fiscal year ending June 30, 1959. The sums herein authorized for each fiscal year shall be available for expenditure as follows:

(A) 45 per centum for projects on the Federal-aid primary highway system.

(B) 30 per centum for projects on the Federal-aid secondary highway system.

(C) 25 per centum for projects on extensions of these systems within urban areas.

(2) **APPORTIONMENTS.**—The sums authorized by this section shall be apportioned among the several States in the manner now provided by law and in accordance with the formulas set forth in section 4 of the Federal-Aid Highway Act of 1944, approved December 20, 1944 (58 Stat. 838): *Provided*, That the additional amount herein authorized for the fiscal year ending June 30, 1957, shall be apportioned immediately upon enactment of this Act.

(b) **AVAILABILITY FOR EXPENDITURE.**—Any sums apportioned to any State under this section shall be available for expenditure in that State for two years after the close of the fiscal year for which such sums are authorized, and any amounts so apportioned remaining unexpended at the end of such period shall lapse: *Provided*, That such funds shall be deemed to have been expended if a sum equal to the total of the sums herein and heretofore apportioned to the State is covered by formal agreements with the Secretary of Commerce for construction, reconstruction, or improvement of specific projects as provided in this title and prior Acts: *Provided further*, That in the case of those sums heretofore, herein, or hereafter apportioned to any State for projects on the Federal-aid secondary highway system, the Secretary of Commerce may, upon the request of any State, discharge his responsibility relative to the plans, specifications, estimates, surveys, contract awards, design, inspection, and construction of such secondary road projects by his receiving and approving a certified statement by the State highway department setting forth that the plans, design, and construction for such projects are in accord with the standards and procedures of such State applicable

to projects in this category approved by him: *Provided further*, That such approval shall not be given unless such standards and procedures are in accordance with the objectives set forth in section 1 (b) of the Federal-Aid Highway Act of 1950: *And provided further*, That nothing contained in the foregoing provisos shall be construed to relieve any State of its obligation now provided by law relative to maintenance, nor to relieve the Secretary of Commerce of his obligation with respect to the selection of the secondary system or the location of projects thereon, to make a final inspection after construction of each project, and to require an adequate showing of the estimated and actual cost of construction of each project. Any Federal-aid primary, secondary, or urban funds released by the payment of the final voucher or by modification of the formal project agreement shall be credited to the same class of funds, primary, secondary, or urban, previously apportioned to the State and be immediately available for expenditure.

64 Stat. 785.

(c) TRANSFERS OF APPORTIONMENTS.—Not more than 20 per centum of the respective amounts apportioned to a State for any fiscal year from funds made available for expenditure under clause (A), clause (B), or clause (C) of subsection (a) (1) of this section, may be transferred to the apportionment made to such State under any other of such clauses, except that no such apportionment may be increased by more than 20 per centum by reason of transfers to it under this subsection: *Provided*, That such transfer is requested by the State highway department and is approved by the Governor of such State and the Secretary of Commerce as being in the public interest: *Provided further*, That the transfers hereinabove permitted for funds authorized to be appropriated for the fiscal years ending June 30, 1958, and June 30, 1959, shall likewise be permitted on the same basis for funds which may be hereafter authorized to be appropriated for any subsequent fiscal year: *And provided further*, That nothing herein contained shall be deemed to alter or impair the authority contained in the last proviso to paragraph (b) of section 3 of the Federal-Aid Highway Act of 1944.

58 Stat. 839.

SEC. 103. FOREST HIGHWAYS AND FOREST DEVELOPMENT ROADS AND TRAILS.

(a) AUTHORIZATION OF APPROPRIATIONS.—For the purpose of carrying out the provisions of section 23 of the Federal Highway Act of 1921 (42 Stat. 218), as amended and supplemented, there is hereby authorized to be appropriated (1) for forest highways the sum of \$30,000,000 for the fiscal year ending June 30, 1958, and a like sum for the fiscal year ending June 30, 1959; and (2) for forest development roads and trails the sum of \$27,000,000 for the fiscal year ending June 30, 1958, and a like sum for the fiscal year ending June 30, 1959: *Provided*, That with respect to any proposed construction or reconstruction of a timber access road, advisory public hearings shall be held at a place convenient or adjacent to the area of construction or reconstruction with notice and reasonable opportunity for interested persons to present their views as to the practicability and feasibility of such construction or reconstruction: *Provided further*, That hereafter funds available for forest highways and forest development roads and trails shall also be available for adjacent vehicular parking areas and for sanitary, water, and fire control facilities: *And provided further*, That the appropriation herein authorized for forest highways shall be apportioned by the Secretary of Commerce for expenditure in the several States, Alaska, and Puerto Rico in accordance with the provisions of section 3 of the Federal-Aid Highway Act of 1950.

23 USC 23.

64 Stat. 786.
23 USC 23 note.

(b) **REPEAL OF CERTAIN APPORTIONMENT PROCEDURES.**—The provision of section 23 of the Federal Highway Act of 1921, as amended and supplemented, requiring apportionment of funds authorized for forest development roads and trails among the several States, Alaska, and Puerto Rico is hereby repealed.

SEC. 104. ROADS AND TRAILS IN NATIONAL PARKS, ETC.

16 USC 8a-8c. (a) **NATIONAL PARKS, ETC.**—For the construction, reconstruction, and improvement of roads and trails, inclusive of necessary bridges, in national parks, monuments, and other areas administered by the National Park Service, including areas authorized to be established as national parks and monuments, and national park and monument approach roads authorized by the Act of January 31, 1931 (46 Stat. 1053), as amended, there is hereby authorized to be appropriated the sum of \$16,000,000 for the fiscal year ending June 30, 1958, and a like sum for the fiscal year ending June 30, 1959.

(b) **PARKWAYS.**—For the construction, reconstruction, and improvement of parkways, authorized by Acts of Congress, on lands to which title is vested in the United States, there is hereby authorized to be appropriated the sum of \$16,000,000 for the fiscal year ending June 30, 1958, and a like sum for the fiscal year ending June 30, 1959.

25 USC 318a. (c) **INDIAN RESERVATIONS AND LANDS.**—For the construction, improvement, and maintenance of Indian reservation roads and bridges and roads and bridges to provide access to Indian reservations and Indian lands under the provisions of the Act approved May 26, 1928 (45 Stat. 750), there is hereby authorized to be appropriated the sum of \$12,000,000 for the fiscal year ending June 30, 1958, and a like sum for the fiscal year ending June 30, 1959: *Provided*, That the location, type, and design of all roads and bridges constructed shall be approved by the Secretary of Commerce before any expenditures are made thereon, and all such construction shall be under the general supervision of the Secretary of Commerce.

SEC. 105. PUBLIC LANDS HIGHWAYS.

For the purpose of carrying out the provisions of section 10 of the Federal-Aid Highway Act of 1950 (64 Stat. 785), there is hereby authorized to be appropriated for the survey, construction, reconstruction, and maintenance of main roads through unappropriated or unreserved public lands, nontaxable Indian lands, or other Federal reservations the additional sum of \$2,000,000 for the fiscal year ending June 30, 1957, and the sum of \$2,000,000 for the fiscal year ending June 30, 1958, and a like sum for the fiscal year ending June 30, 1959.

SEC. 106. SPECIAL PROVISIONS FOR FEDERAL DOMAIN ROADS, ETC.

Any funds authorized herein for forest highways, forest development roads and trails, park roads and trails, parkways, Indian roads, and public lands highways shall be available for contract upon apportionment, or a date not earlier than one year preceding the beginning of the fiscal year for which authorized if no apportionment is required: *Provided*, That any amount remaining unexpended two years after the close of the fiscal year for which authorized shall lapse. The Secretary of the department charged with the administration of such funds is hereby granted authority to incur obligations, approve projects, and enter into contracts under such authorizations, and his action in doing so shall be deemed a contractual obligation of the Federal Government for the payment of the cost thereof, and such funds shall be deemed to have been expended when so obligated. Any funds heretofore, herein, or hereafter authorized for any fiscal year for forest highways, forest development roads and trails, park roads and trails, parkways, Indian roads, and public lands highways shall be deemed

to have been expended if a sum equal to the total of the sums authorized for such fiscal year and previous fiscal years since and including the fiscal year ending June 30, 1955, shall have been obligated. Any of such funds released by payment of final voucher or modification of project authorizations shall be credited to the balance of unobligated authorizations and be immediately available for expenditure.

SEC. 107. HIGHWAYS FOR ALASKA.

(a) APPORTIONMENT; MATCHING; SELECTION OF SYSTEMS.—The Territory of Alaska shall be entitled to share in funds herein or hereafter authorized for expenditure for projects on the Federal-aid primary and secondary highway systems, and extensions thereof within urban areas, under the Federal-Aid Road Act approved July 11, 1916 (39 Stat. 355), and Acts amendatory thereof or supplementary thereto, upon the same terms and conditions as the several States and Hawaii and Puerto Rico, and the Territory of Alaska shall be included in the calculations to determine the basis of apportionment of such funds, except that one-third only of the area of Alaska shall be used in the calculations to determine the area factor in the apportionment of such funds: *Provided*, That the Territory of Alaska shall contribute funds each fiscal year in an amount that shall be not less than 10 per centum of the Federal funds apportioned to it for such fiscal year, such contribution to be deposited in a special account in the Federal Treasury for use in conjunction with the Federal funds apportioned to the Territory. The system or systems of roads on which Federal-aid apportionments to the Territory of Alaska are to be expended shall be determined and agreed upon by the Governor of Alaska, the Territorial Highway Engineer of Alaska, and the Secretary of Commerce, without regard to the limitations contained in section 6 of the Federal Highway Act (42 Stat. 212), as amended and supplemented. The Federal funds apportioned to the Territory of Alaska and the funds contributed by such Territory in accordance herewith may be expended by the Secretary of Commerce either directly or in cooperation with the Territorial Board of Road Commissioners of Alaska, and may be so expended separately or in combination and without regard to the matching provisions of the Federal Highway Act (42 Stat. 212); and both such funds may be expended for the maintenance of roads within the system or systems of roads agreed upon under the same terms and conditions as for the construction of such roads.

23 USC 48 and
note; 16 USC 503.

23 USC 6.

(b) TRANSFER OF FUNCTIONS.—Effective not more than ninety days after the approval of this Act, the functions, duties, and authority pertaining to the construction, repair, and maintenance of roads, tramways, ferries, bridges, trails, and other works in Alaska, conferred upon the Department of the Interior and heretofore administered by the Secretary of the Interior under the Act of June 30, 1932 (47 Stat. 446; 48 U. S. C., sec. 321a and following), are hereby transferred to the Department of Commerce, and thereafter shall be administered by the Secretary of Commerce, or under his direction, by such officer, or officers, as may be designated by him.

5 USC 485.

(c) TRANSFER OF PERSONNEL, ETC.—There are hereby transferred to the Department of Commerce, to be employed and expended in connection with the functions, duties, and authority transferred to said Department by subsection (b) hereof, all personnel employed in connection with any such functions, duties, or authority, and the unexpended balances of appropriations, allocations, or other funds now available, or that hereafter may be made available, for use in connection with such functions, duties, or authority; and the Department of the Interior is directed to turn over to the Secretary of Commerce all equipment, materials, supplies, papers, maps, and documents, or other

property (real or personal, and including office equipment and records) used or held in connection with such functions, duties, and authority.

(d) **EFFECTUATION OF TRANSFER.**—The Secretary of the Interior and the Secretary of Commerce shall take such steps as may be necessary or appropriate to effect the transfer from the Department of the Interior to the Department of Commerce of the functions, duties, and authority, and the funds and property, as herein provided for.

(e) **DISTRIBUTION OF FUNCTIONS.**—The Secretary of Commerce shall have power, by order or regulations, to distribute the functions, duties, and authority hereby transferred, and appropriations pertaining thereto, as he may deem proper to accomplish the economical and effective organization and administration thereof.

SEC. 108. NATIONAL SYSTEM OF INTERSTATE AND DEFENSE HIGHWAYS.

(a) **INTERSTATE SYSTEM.**—It is hereby declared to be essential to the national interest to provide for the early completion of the "National System of Interstate Highways", as authorized and designated in accordance with section 7 of the Federal-Aid Highway Act of 1944 (58 Stat. 838). It is the intent of the Congress that the Interstate System be completed as nearly as practicable over a thirteen-year period and that the entire System in all the States be brought to simultaneous completion. Because of its primary importance to the national defense, the name of such system is hereby changed to the "National System of Interstate and Defense Highways". Such National System of Interstate and Defense Highways is hereinafter in this Act referred to as the "Interstate System".

23 USC 60.
Post, p. 381.

(b) **AUTHORIZATION OF APPROPRIATIONS.**—For the purpose of expediting the construction, reconstruction, or improvement, inclusive of necessary bridges and tunnels, of the Interstate System, including extensions thereof through urban areas, designated in accordance with the provisions of section 7 of the Federal-Aid Highway Act of 1944 (58 Stat. 838), there is hereby authorized to be appropriated the additional sum of \$1,000,000,000 for the fiscal year ending June 30, 1957, which sum shall be in addition to the authorization heretofore made for that year, the additional sum of \$1,700,000,000 for the fiscal year ending June 30, 1958, the additional sum of \$2,000,000,000 for the fiscal year ending June 30, 1959, the additional sum of \$2,200,000,000 for the fiscal year ending June 30, 1960, the additional sum of \$2,200,000,000 for the fiscal year ending June 30, 1961, the additional sum of \$2,200,000,000 for the fiscal year ending June 30, 1962, the additional sum of \$2,200,000,000 for the fiscal year ending June 30, 1963, the additional sum of \$2,200,000,000 for the fiscal year ending June 30, 1964, the additional sum of \$2,200,000,000 for the fiscal year ending June 30, 1965, the additional sum of \$2,200,000,000 for the fiscal year ending June 30, 1966, the additional sum of \$2,200,000,000 for the fiscal year ending June 30, 1967, the additional sum of \$1,500,000,000 for the fiscal year ending June 30, 1968, and the additional sum of \$1,025,000,000 for the fiscal year ending June 30, 1969.

23 USC 60.
Post, p. 381.

(c) **APPORTIONMENTS FOR 1957, 1958, AND 1959.**—The additional sums herein authorized for the fiscal years ending June 30, 1957, June 30, 1958, and June 30, 1959, shall be apportioned among the several States in the following manner: one-half in the ratio which the population of each State bears to the total population of all the States, as shown by the latest available Federal census: *Provided*, That no State shall receive less than three-fourths of 1 per centum of the money so apportioned; and one-half in the manner now provided by law for the apportionment of funds for the Federal-aid primary system. The additional sum herein authorized for the fiscal year ending June 30, 1957,

shall be apportioned immediately upon enactment of this Act. The additional sums herein authorized for the fiscal years ending June 30, 1958, and June 30, 1959, shall be apportioned on a date not less than six months and not more than twelve months in advance of the beginning of the fiscal year for which authorized.

(d) **APPORTIONMENTS FOR SUBSEQUENT YEARS BASED UPON REVISED ESTIMATES OF COST.**—All sums authorized by this section to be appropriated for the fiscal years 1960 through 1969, inclusive, shall be apportioned among the several States in the ratio which the estimated cost of completing the Interstate System in each State, as determined and approved in the manner provided in this subsection, bears to the sum of the estimated cost of completing the Interstate System in all of the States. Each apportionment herein authorized for the fiscal years 1960 through 1969, inclusive, shall be made on a date as far in advance of the beginning of the fiscal year for which authorized as practicable but in no case more than eighteen months prior to the beginning of the fiscal year for which authorized. As soon as the standards provided for in subsection (i) have been adopted, the Secretary of Commerce, in cooperation with the State highway departments, shall make a detailed estimate of the cost of completing the Interstate System as then designated, after taking into account all previous apportionments made under this section, based upon such standards and in accordance with rules and regulations adopted by him and applied uniformly to all of the States. The Secretary of Commerce shall transmit such estimate to the Senate and the House of Representatives within ten days subsequent to January 2, 1958. Upon approval of such estimate by the Congress by concurrent resolution, the Secretary of Commerce shall use such approved estimate in making apportionments for the fiscal years ending June 30, 1960, June 30, 1961, and June 30, 1962. The Secretary of Commerce shall make a revised estimate of the cost of completing the then designated Interstate System, after taking into account all previous apportionments made under this section, in the same manner as stated above, and transmit the same to the Senate and the House of Representatives within ten days subsequent to January 2, 1962. Upon approval of such estimate by the Congress by concurrent resolution, the Secretary of Commerce shall use such approved estimate in making apportionments for the fiscal years ending June 30, 1963, June 30, 1964, June 30, 1965, and June 30, 1966. The Secretary of Commerce shall make a revised estimate of the cost of completing the then designated Interstate System, after taking into account all previous apportionments made under this section, in the same manner as stated above, and transmit the same to the Senate and the House of Representatives within ten days subsequent to January 2, 1966, and annually thereafter through and including January 2, 1968. Upon approval of any such estimate by the Congress by concurrent resolution, the Secretary of Commerce shall use such approved estimate in making apportionments for the fiscal year which begins next following the fiscal year in which such report is transmitted to the Senate and the House of Representatives. Whenever the Secretary of Commerce, pursuant to this subsection, requests and receives estimates of cost from the State highway departments, he shall furnish copies of such estimates at the same time to the Senate and the House of Representatives.

Transmittal of
estimate to Con-
gress.

(e) **FEDERAL SHARE.**—The Federal share payable on account of any project on the Interstate System provided for by funds made available under the provisions of this section shall be increased to 90 per centum of the total cost thereof, plus a percentage of the remaining 10 per centum of such cost in any State containing unappropriated and un-

reserved public lands and nontaxable Indian lands, individual and tribal, exceeding 5 per centum of the total area of all lands therein, equal to the percentage that the area of such lands in such State is of its total area: *Provided*, That such Federal share payable on any project in any State shall not exceed 95 per centum of the total cost of such project.

(f) AVAILABILITY FOR EXPENDITURE.—Any sums apportioned to any State under the provisions of this section shall be available for expenditure in that State for two years after the close of the fiscal year for which such sums are authorized: *Provided*, That such funds for any fiscal year shall be deemed to be expended if a sum equal to the total of the sums apportioned to the State specifically for the Interstate System for such fiscal year and previous fiscal years is covered by formal agreements with the Secretary of Commerce for the construction, reconstruction, or improvement of specific projects under this section.

(g) LAPSE OF AMOUNTS APPORTIONED.—Any amount apportioned to the States under the provisions of this section unexpended at the end of the period during which it is available for expenditure under the terms of subsection (f) of this section shall lapse, and shall immediately be reapportioned among the other States in accordance with the provisions of subsection (d) of this section: *Provided*, That any Interstate System funds released by the payment of the final voucher or by the modification of the formal project agreement shall be credited to the Interstate System funds previously apportioned to the State and be immediately available for expenditure.

(h) CONSTRUCTION BY STATES IN ADVANCE OF APPORTIONMENT.—In any case in which a State has obligated all funds apportioned to it under this section and proceeds, subsequent to the date of enactment of this Act, to construct (without the aid of Federal funds) any project (including one or more parts of any project) on the Interstate System, as designated at that time, in accordance with all procedures and all requirements applicable to projects financed under the provisions of this section (except insofar as such procedures and requirements limit a State to the construction of projects with the aid of Federal funds previously apportioned to it), the Secretary of Commerce, upon application by such State and his approval of such application, is authorized, whenever additional funds are apportioned to such State under this section, to pay to such State from such funds the Federal share of the costs of construction of such project: *Provided*, That prior to construction of any such project, the plans and specifications therefor shall have been approved by the Secretary of Commerce in the same manner as other projects on the Interstate System: *Provided further*, That any such project shall conform to the standards adopted under subsection (i). In determining the apportionment for any fiscal year under the provisions of subsection (d) of this section, any such project constructed by a State without the aid of Federal funds shall not be considered completed until an application under the provisions of this subsection with respect to such project has been approved by the Secretary of Commerce.

(i) STANDARDS.—The geometric and construction standards to be adopted for the Interstate System shall be those approved by the Secretary of Commerce in cooperation with the State highway departments. Such standards shall be adequate to accommodate the types and volumes of traffic forecast for the year 1975. The right-of-way width of the Interstate System shall be adequate to permit construction of projects on the Interstate System up to such standards. The Secretary of Commerce shall apply such standards uniformly throughout the States. Such standards shall be adopted by

the Secretary of Commerce in cooperation with the State highway departments as soon as practicable after the enactment of this Act.

(j) **MAXIMUM WEIGHT AND WIDTH LIMITATIONS.**—No funds authorized to be appropriated for any fiscal year by this section shall be apportioned to any State within the boundaries of which the Interstate System may lawfully be used by vehicles with weight in excess of eighteen thousand pounds carried on any one axle, or with a tandem-axle weight in excess of thirty-two thousand pounds, or with an overall gross weight in excess of 73,280 pounds, or with a width in excess of 96 inches, or the corresponding maximum weights or maximum widths permitted for vehicles using the public highways of such State under laws or regulations established by appropriate State authority in effect on July 1, 1956, whichever is the greater. Any amount which is withheld from apportionment to any State pursuant to the foregoing provisions shall lapse: *Provided, however,* That nothing herein shall be construed to deny apportionment to any State allowing the operation within such State of any vehicles or combinations thereof that could be lawfully operated within such State on July 1, 1956.

(k) **TESTS TO DETERMINE MAXIMUM DESIRABLE DIMENSIONS AND WEIGHTS.**—The Secretary of Commerce is directed to take all action possible to expedite the conduct of a series of tests, now planned or being conducted by the Highway Research Board of the National Academy of Sciences, in cooperation with the Bureau of Public Roads, the several States, and other persons and organizations, for the purpose of determining the maximum desirable dimensions and weights for vehicles operated on the Federal-aid highway systems, including the Interstate System, and, after the conclusion of such tests, but not later than March 1, 1959, to make recommendations to the Congress with respect to such maximum desirable dimensions and weights.

(l) **INCREASE IN MILEAGE.**—Section 7 of the Federal-Aid Highway Act of 1944 (58 Stat. 838), relating to the Interstate System, is hereby amended by striking out “forty thousand”, and inserting in lieu thereof “forty-one thousand”: *Provided,* That the cost of completing any mileage designated from the one thousand additional miles authorized by this subsection shall be excluded in making the estimates of cost for completing the Interstate System as provided in subsection (d) of this section.

23 USC 60.

SEC. 109. ACQUISITION OF RIGHTS-OF-WAY FOR INTERSTATE SYSTEM.

(a) **FEDERAL ACQUISITION FOR STATES.**—In any case in which the Secretary of Commerce is requested by any State to acquire any lands or interests in lands (including within the term “interests in lands”, the control of access thereto from adjoining lands) required by such State for right-of-way or other purposes in connection with the prosecution of any project for the construction, reconstruction, or improvement of any section of the Interstate System, the Secretary of Commerce is authorized, in the name of the United States and prior to the approval of title by the Attorney General, to acquire, enter upon, and take possession of such lands or interests in lands by purchase, donation, condemnation, or otherwise in accordance with the laws of the United States (including the Act of February 26, 1931, 46 Stat. 1421), if—

40 USC 258a-258a.

(1) the Secretary of Commerce has determined either that such State is unable to acquire necessary lands or interests in lands, or is unable to acquire such lands or interests in lands with sufficient promptness; and

(2) such State has agreed with the Secretary of Commerce to pay, at such time as may be specified by the Secretary of Commerce, an amount equal to 10 per centum of the costs incurred by

the Secretary of Commerce, in acquiring such lands or interests in lands, or such lesser percentage which represents the State's pro rata share of project costs as determined in accordance with section 108 (e) of this title.

The authority granted by this section shall also apply to lands and interests in lands received as grants of land from the United States and owned or held by railroads or other corporations.

(b) **COSTS OF ACQUISITION.**—The costs incurred by the Secretary of Commerce in acquiring any such lands or interests in lands may include the cost of examination and abstract of title, certificate of title, advertising, and any fees incidental to such acquisition. All costs incurred by the Secretary of Commerce in connection with the acquisition of any such lands or interests in lands shall be paid from the funds for construction, reconstruction, or improvement of the Interstate System apportioned to the State upon the request of which such lands or interests in lands are acquired, and any sums paid to the Secretary of Commerce by such State as its share of the costs of acquisition of such lands or interests in lands shall be deposited in the Treasury to the credit of the appropriation for Federal-aid highways and shall be credited to the amount apportioned to such State as its apportionment of funds for construction, reconstruction, or improvement of the Interstate System, or shall be deducted from other moneys due the State for reimbursement under section 108 of this title.

(c) **CONVEYANCE OF ACQUIRED LANDS TO THE STATES.**—The Secretary of Commerce is further authorized and directed by proper deed, executed in the name of the United States, to convey any such lands or interests in lands acquired in any State under the provisions of this section, except the outside five feet of any such right-of-way in any State which does not provide control of access, to the State highway department of such State or such political subdivisions thereof as its laws may provide, upon such terms and conditions as to such lands or interests in lands as may be agreed upon by the Secretary of Commerce and the State highway department or political subdivisions to which the conveyance is to be made. Whenever the State makes provision for control of access satisfactory to the Secretary of Commerce, the outside five feet then shall be conveyed to the State by the Secretary of Commerce, as herein provided.

(d) **RIGHTS-OF-WAY OVER PUBLIC LANDS.**—Whenever rights-of-way, including control of access, on the Interstate System are required over public lands or reservations of the United States, the Secretary of Commerce may make such arrangements with the agency having jurisdiction over such lands as may be necessary to give the State or other person constructing the projects on such lands adequate rights-of-way and control of access thereto from adjoining lands, and any such agency is hereby directed to cooperate with the Secretary of Commerce in this connection.

SEC. 110. AVAILABILITY OF FUNDS TO ACQUIRE RIGHTS-OF-WAY AND TO MAKE ADVANCES TO THE STATES.

(a) **ADVANCE RIGHT-OF-WAY ACQUISITIONS.**—For the purpose of facilitating the acquisition of rights-of-way on any of the Federal-aid highway systems, including the Interstate System, in the most expeditious and economical manner, and recognizing that the acquisition of rights-of-way requires lengthy planning and negotiations if it is to be done at a reasonable cost, the Secretary of Commerce is hereby authorized, upon request of a State highway department, to make available to such State for acquisition of rights-of-way, in anticipation of construction and under such rules and regulations as the Secretary of Commerce may prescribe, the funds apportioned to such State for expenditure on any of the Federal-aid highway systems,

including the Interstate System: *Provided*, That the agreement between the Secretary of Commerce and the State highway department for the reimbursement of the cost of such rights-of-way shall provide for the actual construction of a road on such rights-of-way within a period not exceeding five years following the fiscal year in which such request is made: *Provided further*, That Federal participation in the cost of rights-of-way so acquired shall not exceed the Federal pro rata share applicable to the class of funds from which Federal reimbursement is made.

(b) **ADVANCES TO STATES.**—Section 6 of the Federal-Aid Highway Act of 1944 is hereby amended to read as follows:

58 Stat. 841.

“SEC. 6. If the Secretary of Commerce shall determine that it is necessary for the expeditious completion of projects on any of the Federal-aid highway systems, including the Interstate System, he may advance to any State out of any existing appropriations the Federal share of the cost of construction thereof to enable the State highway department to make prompt payments for acquisition of rights-of-way, and for construction as it progresses. The sums so advanced shall be deposited in a special revolving trust fund, by the State official authorized under the laws of the State to receive Federal-aid highway funds, to be disbursed solely upon vouchers approved by the State highway department for rights-of-way which have been or are being acquired, and for construction which has been actually performed and approved by the Secretary of Commerce. Upon determination by the Secretary of Commerce that any part of the funds advanced to any State under the provisions of this section are no longer required, the amount of the advance which is determined to be in excess of current requirements of the State shall be repaid upon his demand, and such repayments shall be returned to the credit of the appropriation from which the funds were advanced. Any sums advanced and not repaid on demand shall be deducted from sums due the State for the Federal pro rata share of the cost of construction of Federal-aid projects.”

SEC. 111. RELOCATION OF UTILITY FACILITIES.

(a) **AVAILABILITY OF FEDERAL FUNDS FOR REIMBURSEMENT TO STATES.**—Subject to the conditions contained in this section, whenever a State shall pay for the cost of relocation of utility facilities necessitated by the construction of a project on the Federal-aid primary or secondary systems or on the Interstate System, including extensions thereof within urban areas, Federal funds may be used to reimburse the State for such cost in the same proportion as Federal funds are expended on the project: *Provided*, That Federal funds shall not be apportioned to the States under this section when the payment to the utility violates the law of the State or violates a legal contract between the utility and the State.

(b) **UTILITY DEFINED.**—For the purposes of this section, the term “utility” shall include publicly, privately, and cooperatively owned utilities.

(c) **COST OF RELOCATION DEFINED.**—For the purposes of this section, the term “cost of relocation” shall include the entire amount paid by such utility properly attributable to such relocation after deducting therefrom any increase in the value of the new facility and any salvage value derived from the old facility.

SEC. 112. AGREEMENTS RELATING TO USE OF AND ACCESS TO RIGHTS-OF-WAY.

All agreements between the Secretary of Commerce and the State highway department for the construction of projects on the Interstate System shall contain a clause providing that the State will not add

any points of access to, or exit from, the project in addition to those approved by the Secretary in the plans for such project, without the prior approval of the Secretary. Such agreements shall also contain a clause providing that the State will not permit automotive service stations or other commercial establishments for serving motor vehicle users to be constructed or located on the rights-of-way of the Interstate System. Such agreements may, however, authorize a State or political subdivision thereof to use the air space above and below the established grade line of the highway pavement for the parking of motor vehicles provided such use does not interfere in any way with the free flow of traffic on the Interstate System.

SEC. 113. TOLL ROADS, BRIDGES, AND TUNNELS.

(a) **APPROVAL AS PART OF INTERSTATE SYSTEM.**—Upon a finding by the Secretary of Commerce that such action will promote the development of an integrated Interstate System, the Secretary is authorized to approve as part of the Interstate System any toll road, bridge, or tunnel, now or hereafter constructed which meets the standards adopted for the improvement of projects located on the Interstate System, whenever such toll road, bridge, or tunnel is located on a route heretofore or hereafter designated as a part of the Interstate System: *Provided*, That no Federal-aid highway funds shall be expended for the construction, reconstruction, or improvement of any such toll road except to the extent hereafter permitted by law: *Provided further*, That no Federal-aid highway funds shall be expended for the construction, reconstruction, or improvement of any such toll bridge or tunnel except to the extent now or hereafter permitted by law.

(b) **APPROACHES HAVING OTHER USE.**—The funds authorized under this title, or under prior Acts, shall be available for expenditure on projects approaching any toll road, bridge, or tunnel to a point where such project will have some use irrespective of its use for such toll road, bridge, or tunnel.

(c) **APPROACHES HAVING NO OTHER USE.**—The funds authorized under section 108 (b) of this title, or under prior Acts, shall be available for expenditure on Interstate System projects approaching any toll road on the Interstate System, even though the project has no use other than as an approach to such toll road: *Provided*, That agreement satisfactory to the Secretary of Commerce has been reached with the State prior to approval of any such project (1) that the section of toll road will become free to the public upon the collection of tolls sufficient to liquidate the cost of the toll road or any bonds outstanding at the time constituting a valid lien against said section of toll road covered in the agreement and their maintenance and operation and debt service during the period of toll collections, and (2) that there is one or more reasonably satisfactory alternate free routes available to traffic by which the toll section of the System may be bypassed.

(d) **EFFECT ON CERTAIN PRIOR ACTS.**—Nothing in this title shall be deemed to repeal the Act approved March 3, 1927 (44 Stat. 1398), or subsection (g) of section 204 of the National Industrial Recovery Act (48 Stat. 200), and such Acts are hereby amended to include tunnels as well as bridges.

23 USC 9a.

23 USC 9b.

SEC. 114. DETERMINATION OF POLICY WITH RESPECT TO REIMBURSEMENT FOR CERTAIN HIGHWAYS.

It is hereby declared to be the intent and policy of the Congress to determine whether or not the Federal Government should equitably reimburse any State for a portion of a highway which is on the Interstate System, whether toll or free, the construction of which has been completed subsequent to August 2, 1947, or which is either in actual use or under construction by contract, for completion, awarded not later than June 30, 1957: *Provided*, That such highway meets the

standards required by this title for the Interstate System. The time, method, and amounts of such reimbursement, if any, shall be determined by the Congress following a study which the Secretary of Commerce is hereby authorized and directed to conduct, in cooperation with the State highway departments, and other agencies as may be required, to determine which highways in the Interstate System measure up to the standards required by this title, including all related factors of cost, depreciation, participation of Federal funds, and any other items relevant thereto. A complete report of the results of such study shall be submitted to the Congress within ten days subsequent to January 2, 1958.

Report to Congress.

SEC. 115. PREVAILING RATE OF WAGE.

(a) APPLICATION OF DAVIS-BACON ACT.—The Secretary of Commerce shall take such action as may be necessary to insure that all laborers and mechanics employed by contractors or subcontractors on the initial construction work performed on highway projects on the Interstate System authorized under section 108 of this title shall be paid wages at rates not less than those prevailing on the same type of work on similar construction in the immediate locality as determined by the Secretary of Labor in accordance with the Act of August 30, 1935, known as the Davis-Bacon Act (40 U. S. C., sec. 276-a).

46 Stat. 1494.
40 USC 276a
276a-6.

(b) CONSULTATION WITH STATE HIGHWAY DEPARTMENTS; PREDETERMINATION OF RATES.—In carrying out the duties of the foregoing subsection, the Secretary of Labor shall consult with the highway department of the State in which a project on the Interstate System is to be performed. After giving due regard to the information thus obtained, he shall make a predetermination of the minimum wages to be paid laborers and mechanics in accordance with the provisions of the foregoing subsection which shall be set out in each project advertisement for bids and in each bid proposal form and shall be made a part of the contract covering the project.

SEC. 116. DECLARATIONS OF POLICY WITH RESPECT TO FEDERAL-AID HIGHWAY PROGRAM.

(a) ACCELERATION OF PROGRAM.—It is hereby declared to be in the national interest to accelerate the construction of the Federal-aid highway systems, including the Interstate System, since many of such highways, or portions thereof, are in fact inadequate to meet the needs of local and interstate commerce, the national and the civil defense.

(b) COMPLETION OF INTERSTATE SYSTEM; PROGRESS REPORT ON FEDERAL-AID HIGHWAY PROGRAM.—It is further declared that one of the most important objectives of this Act is the prompt completion of the Interstate System. Insofar as possible in consonance with this objective, existing highways located on an interstate route shall be used to the extent that such use is practicable, suitable, and feasible, it being the intent that local needs, to the extent practicable, suitable, and feasible, shall be given equal consideration with the needs of interstate commerce. The Secretary of Commerce is hereby directed to submit to the Congress not later than February 1, 1959, a report on the progress made in attaining the objectives set forth in this subsection and in subsection (a), together with recommendations.

Report to Congress.

(c) PUBLIC HEARINGS.—Any State highway department which submits plans for a Federal-aid highway project involving the bypassing of, or going through, any city, town, or village, either incorporated or unincorporated, shall certify to the Commissioner of Public Roads that it has had public hearings, or has afforded the opportunity for such hearings, and has considered the economic effects of such a location: *Provided*, That, if such hearings have been held, a copy of the tran-

script of said hearings shall be submitted to the Commissioner of Public Roads, together with the certification.

(d) **PARTICIPATION BY SMALL BUSINESS ENTERPRISES.**—It is hereby declared to be in the national interest to encourage and develop the actual and potential capacity of small business and to utilize this important segment of our economy to the fullest practicable extent in construction of the Federal-aid highway systems, including the Interstate System. In order to carry out that intent and encourage full and free competition, the Secretary of Commerce should assist, insofar as feasible, small business enterprises in obtaining contracts in connection with the prosecution of the highway program.

SEC. 117. HIGHWAY SAFETY STUDY.

The Secretary of Commerce is authorized and directed to make a full and complete investigation and study for the purpose of determining what action can be taken by the Federal Government to promote the public welfare by increasing highway safety in the United States. In making such investigation and study the Secretary of Commerce shall give consideration to—

- (1) the need for Federal assistance to State and local governments in the enforcement of necessary highway safety and speed requirements and the forms such assistance should take;
- (2) the advisability and practicability of uniform State and local highway safety and speed laws and what steps should be taken by the Federal Government to promote the adoption of such uniform laws;
- (3) possible means of promoting highway safety in the manufacture of the various types of vehicles used on the highways;
- (4) educational programs to promote highway safety;
- (5) the design and physical characteristics of highways; and
- (6) such other matters as it may deem advisable and appropriate.

Report to Congress.

68 Stat. 74,
23 USC 21-1.

The Secretary of Commerce shall report his findings, together with such recommendations as he may deem advisable, to the Congress not later than March 1, 1959. The Secretary of Commerce shall conduct such study and investigation under the general authority contained in section 10 of the Federal-Aid Highway Act of 1954; except that the amount expended for the purposes of this section shall not exceed \$200,000.

SEC. 118. EMERGENCY FUND.

Section 7 of the Federal-Aid Highway Act of 1952 (66 Stat. 158) is hereby amended to read as follows:

39 Stat. 355,
23 USC 48 and
note; 16 USC 503.

"Sec. 7. There is hereby authorized an emergency fund in the amount of \$30,000,000 for expenditure by the Secretary of Commerce, in accordance with the provisions of the Federal-Aid Road Act approved July 11, 1916, as amended and supplemented, after receipt of an application therefor from the highway department of any State, in the repair or reconstruction of highways and bridges on the Federal-aid highway systems, including the Interstate System, which he shall find have suffered serious damage as the result of disaster over a wide area, such as by floods, hurricanes, tidal waves, earthquakes, severe storms, landslides, or other catastrophes in any part of the United States. The appropriation of such moneys as may be necessary for the establishment of the fund in accordance with the provisions of this section and for its replenishment on an annual basis is hereby authorized: *Provided*, That pending the appropriation of such sum, or its replenishment, the Secretary of Commerce may expend, from existing Federal-aid highway appropriations, such sums as may be necessary for the immediate prosecution of the work herein author-

ized, such appropriations to be reimbursed from the appropriation herein authorized when made: *Provided further*, That no expenditures shall be made hereunder with respect to any such catastrophe in any State unless an emergency has been declared by the Governor of such State and concurred in by the Secretary of Commerce: *Provided further*, That the Federal share payable on account of any repair or reconstruction project provided for by funds made available under this section shall not exceed 50 per centum of the cost thereof: *And provided further*, That the funds herein authorized shall be available for use on any projects programed and approved at any time during the fiscal year ending June 30, 1956, and thereafter, which meet the provisions of this section, including projects which may have been previously approved during the fiscal year ending June 30, 1956, from any other category of funds under the Federal-Aid Road Act approved July 11, 1916, as amended and supplemented."

SEC. 119. DEFINITION OF CONSTRUCTION.

The definition of the term "construction" in section 1 of the Federal-Aid Highway Act of 1944 is hereby amended by inserting after "mapping" the following: "(including the establishment of temporary and permanent geodetic markers in accordance with specifications of the Coast and Geodetic Survey in the Department of Commerce)".

58 Stat. 838.
23 USC 62 note.

SEC. 120. ARCHEOLOGICAL AND PALEONTOLOGICAL SALVAGE.

Funds authorized by this title to be appropriated, to the extent approved as necessary by the highway department of any State, may be used for archeological and paleontological salvage in that State in compliance with the Act entitled "An Act for the preservation of American antiquities", approved June 8, 1906 (34 Stat. 225), and State laws where applicable.

16 USC 431-433.

SEC. 121. MAPPING.

In carrying out the provisions of this title the Secretary of Commerce may, wherever practicable, authorize the use of photogrammetric methods in mapping, and the utilization of commercial enterprise for such services.

SEC. 122. RELATIONSHIP OF THIS TITLE TO OTHER ACTS; EFFECTIVE DATE.

All provisions of the Federal-Aid Road Act approved July 11, 1916, together with all Acts amendatory thereof or supplementary thereto, not inconsistent with this title, shall remain in full force and effect and be applicable hereto. All Acts or parts of Acts in any way inconsistent with the provisions of this title are hereby repealed. This title shall take effect on the date of the enactment of this Act.

39 Stat. 355.
23 USC 48 and
note; 16 USC 503.

TITLE II—HIGHWAY REVENUE ACT OF 1956

SEC. 201. SHORT TITLE FOR TITLE II.

(a) **SHORT TITLE.**—This title may be cited as the "Highway Revenue Act of 1956".

(b) **AMENDMENT OF 1954 CODE.**—Whenever in this title an amendment is expressed in terms of an amendment to a section or other provision, the reference shall be considered to be made to a section or other provision of the Internal Revenue Code of 1954.

SEC. 202. INCREASE IN TAXES ON DIESEL FUEL AND ON SPECIAL MOTOR FUELS.

(a) **DIESEL FUEL.**—Subsection (a) of section 4041 (relating to tax on diesel fuel) is amended by striking out "2 cents a gallon" and in-

68A Stat. 478.
26 USC 4041.

serting in lieu thereof "3 cents a gallon", and by adding after paragraph (2) the following:

"In the case of a liquid taxable under this subsection sold for use or used as a fuel in a diesel-powered highway vehicle (A) which (at the time of such sale or use) is not registered, and is not required to be registered, for highway use under the laws of any State or foreign country, or (B) which, in the case of a diesel-powered highway vehicle owned by the United States, is not used on the highway, the tax imposed by paragraph (1) or by paragraph (2) shall be 2 cents a gallon in lieu of 3 cents a gallon. If a liquid on which tax was imposed by paragraph (1) at the rate of 2 cents a gallon by reason of the preceding sentence is used as a fuel in a diesel-powered highway vehicle (A) which (at the time of such use) is registered, or is required to be registered, for highway use under the laws of any State or foreign country, or (B) which, in the case of a diesel-powered highway vehicle owned by the United States, is used on the highway, a tax of 1 cent a gallon shall be imposed under paragraph (2)."

(b) **SPECIAL MOTOR FUELS.**—Subsection (b) of section 4041 (relating to special motor fuels) is amended by striking out "2 cents a gallon" and inserting in lieu thereof "3 cents a gallon", and by adding after paragraph (2) the following:

"In the case of a liquid taxable under this subsection sold for use or used otherwise than as a fuel for the propulsion of a highway vehicle (A) which (at the time of such sale or use) is registered, or is required to be registered, for highway use under the laws of any State or foreign country, or (B) which, in the case of a highway vehicle owned by the United States, is used on the highway, the tax imposed by paragraph (1) or by paragraph (2) shall be 2 cents a gallon in lieu of 3 cents a gallon. If a liquid on which tax was imposed by paragraph (1) at the rate of 2 cents a gallon by reason of the preceding sentence is used as a fuel for the propulsion of a highway vehicle (A) which (at the time of such use) is registered, or is required to be registered, for highway use under the laws of any State or foreign country, or (B) which, in the case of a highway vehicle owned by the United States, is used on the highway, a tax of 1 cent a gallon shall be imposed under paragraph (2)."

(c) **RATE REDUCTION.**—Subsection (c) of section 4041 (relating to rate reduction) is amended to read as follows:

"(c) **RATE REDUCTION.**—On and after July 1, 1972—

"(1) the taxes imposed by this section shall be 1½ cents a gallon; and

"(2) the second and third sentences of subsections (a) and (b) shall not apply."

SEC. 203. INCREASE IN TAX ON TRUCKS, TRUCK TRAILERS, BUSES, ETC.

68A Stat. 481.
26 USC 4061.

So much of paragraph (1) of section 4061 (a) (relating to tax on trucks, truck trailers, buses, etc.) as precedes "Automobile truck chassis" is amended to read as follows:

"(1) Articles taxable at 10 percent, except that on and after July 1, 1972, the rate shall be 5 percent—"

SEC. 204. INCREASE IN TAXES ON TIRES OF THE TYPE USED ON HIGHWAY VEHICLES; TAX ON TREAD RUBBER, ETC.

68A Stat. 482.
26 USC 4071.

(a) **IN GENERAL.**—Section 4071 (relating to tax on tires and tubes) is amended to read as follows:

"SEC. 4071. IMPOSITION OF TAX.

"(a) **IMPOSITION AND RATE OF TAX.**—There is hereby imposed upon the following articles, if wholly or in part of rubber, sold by the manufacturer, producer, or importer, a tax at the following rates:

“(1) Tires of the type used on highway vehicles, 8 cents a pound.

“(2) Other tires, 5 cents a pound.

“(3) Inner tubes for tires, 9 cents a pound.

“(4) Tread rubber, 3 cents a pound.

“(b) DETERMINATION OF WEIGHT.—For purposes of this section, weight shall be based on total weight, except that in the case of tires such total weight shall be exclusive of metal rims or rim bases. Total weight of the articles shall be determined under regulations prescribed by the Secretary or his delegate.

“(c) RATE REDUCTION.—On and after July 1, 1972—

“(1) the tax imposed by paragraph (1) of subsection (a) shall be 5 cents a pound; and

“(2) paragraph (4) of subsection (a) shall not apply.”

(b) TREAD RUBBER DEFINED.—Section 4072 (defining the term “rubber”) is amended to read as follows:

68A Stat. 482.
26 USC 4072.

“SEC. 4072. DEFINITIONS.

“(a) RUBBER.—For purposes of this chapter, the term ‘rubber’ includes synthetic and substitute rubber.

“(b) TREAD RUBBER.—For purposes of this chapter, the term ‘tread rubber’ means any material—

“(1) which is commonly or commercially known as tread rubber or camelback; or

“(2) which is a substitute for a material described in paragraph (1) and is of a type used in recapping or retreading tires.

“(c) TIRES OF THE TYPE USED ON HIGHWAY VEHICLES.—For purposes of this part, the term ‘tires of the type used on highway vehicles’ means tires of the type used on—

“(1) motor vehicles which are highway vehicles, or

“(2) vehicles of the type used in connection with motor vehicles which are highway vehicles.”

(c) EXEMPTION OF CERTAIN TREAD RUBBER FROM TAX.—Section 4073 (relating to exemptions) is amended by adding at the end thereof the following new subsection:

26 USC 4073.

“(c) EXEMPTION FROM TAX ON TREAD RUBBER IN CERTAIN CASES.—Under regulations prescribed by the Secretary or his delegate, the tax imposed by section 4071 (a) (4) shall not apply to tread rubber sold by the manufacturer, producer, or importer, to any person for use by such person otherwise than in the recapping or retreading of tires of the type used on highway vehicles.”

(d) TECHNICAL AMENDMENT.—The table of sections for part II of subchapter A of chapter 32 is amended by striking out

“Sec. 4072. Definition of rubber.”

and inserting in lieu thereof

“Sec. 4072. Definitions.”

SEC. 205. INCREASE IN TAX ON GASOLINE.

Section 4081 (relating to tax on gasoline) is amended to read as follows:

26 USC 4081.

“SEC. 4081. IMPOSITION OF TAX.

“(a) IN GENERAL.—There is hereby imposed on gasoline sold by the producer or importer thereof, or by any producer of gasoline, a tax of 3 cents a gallon.

“(b) RATE REDUCTION.—On and after July 1, 1972, the tax imposed by this section shall be 1½ cents a gallon.”

SEC. 206. TAX ON USE OF CERTAIN VEHICLES.

(a) IMPOSITION OF TAX.—Chapter 36 (relating to certain other excise taxes) is amended by adding at the end thereof the following new subchapter:

68A Stat. 529.
26 USC 4451-4474.

"Subchapter D—Tax on Use of Certain Vehicles

"Sec. 4481. Imposition of tax.

"Sec. 4482. Definitions.

"Sec. 4483. Exemptions.

"Sec. 4484. Cross reference.

"SEC. 4481. IMPOSITION OF TAX.

"(a) **IMPOSITION OF TAX.**—A tax is hereby imposed on the use of any highway motor vehicle which (together with the semitrailers and trailers customarily used in connection with highway motor vehicles of the same type as such highway motor vehicle) has a taxable gross weight of more than 26,000 pounds, at the rate of \$1.50 a year for each 1,000 pounds of taxable gross weight or fraction thereof.

"(b) **BY WHOM PAID.**—The tax imposed by this section shall be paid by the person in whose name the highway motor vehicle is, or is required to be, registered under the law of the State in which such vehicle is, or is required to be, registered, or, in case the highway motor vehicle is owned by the United States, by the agency or instrumentality of the United States operating such vehicle.

"(c) **PRORATION OF TAX.**—If in any year the first use of the highway motor vehicle is after July 31, the tax shall be reckoned proportionately from the first day of the month in which such use occurs to and including the 30th day of June following.

"(d) **ONE PAYMENT PER YEAR.**—If the tax imposed by this section is paid with respect to any highway motor vehicle for any year, no further tax shall be imposed by this section for such year with respect to such vehicle.

"(e) **PERIOD TAX IN EFFECT.**—The tax imposed by this section shall apply only to use after June 30, 1956, and before July 1, 1972.

"SEC. 4482. DEFINITIONS.

"(a) **HIGHWAY MOTOR VEHICLE.**—For purposes of this subchapter, the term 'highway motor vehicle' means any motor vehicle which is a highway vehicle.

"(b) **TAXABLE GROSS WEIGHT.**—For purposes of this subchapter, the term 'taxable gross weight', when used with respect to any highway motor vehicle, means the sum of—

"(1) the actual unloaded weight of—

"(A) such highway motor vehicle fully equipped for service, and

"(B) the semitrailers and trailers (fully equipped for service) customarily used in connection with highway motor vehicles of the same type as such highway motor vehicle, and

"(2) the weight of the maximum load customarily carried on highway motor vehicles of the same type as such highway motor vehicle and on the semitrailers and trailers referred to in paragraph (1) (B).

Taxable gross weight shall be determined under regulations prescribed by the Secretary or his delegate (which regulations may include formulas or other methods for determining the taxable gross weight of vehicles by classes, specifications, or otherwise).

"(c) **OTHER DEFINITIONS.**—For purposes of this subchapter—

"(1) **STATE.**—The term 'State' means a State, a Territory of the United States, and the District of Columbia.

"(2) **YEAR.**—The term 'year' means the one-year period beginning on July 1.

"(3) **USE.**—The term 'use' means use in the United States on the public highways.

"SEC. 4483. EXEMPTIONS.

"(a) **STATE AND LOCAL GOVERNMENTAL EXEMPTION.**—Under regulations prescribed by the Secretary or his delegate, no tax shall be imposed by section 4481 on the use of any highway motor vehicle by any State or any political subdivision of a State.

"(b) **EXEMPTION FOR UNITED STATES.**—The Secretary may authorize exemption from the tax imposed by section 4481 as to the use by the United States of any particular highway motor vehicle, or class of highway motor vehicles, if he determines that the imposition of such tax with respect to such use will cause substantial burden or expense which can be avoided by granting tax exemption and that full benefit of such exemption, if granted, will accrue to the United States.

"(c) **CERTAIN TRANSIT-TYPE BUSES.**—Under regulations prescribed by the Secretary or his delegate, no tax shall be imposed by section 4481 on the use of any bus which is of the transit type (rather than of the intercity type) by a person who, for the last 3 months of the preceding year (or for such other period as the Secretary or his delegate may by regulations prescribe for purposes of this subsection), met the 60-percent passenger fare revenue test set forth in section 6421 (b) (2) as applied to the period prescribed for purposes of this subsection.

"SEC. 4484. CROSS REFERENCE.

"For penalties and administrative provisions applicable to this subchapter, see subtitle F."

(b) **MODE AND TIME OF COLLECTION OF TAX.**—Section 6302 (b) (relating to discretion as to method of collecting tax) is amended by inserting "section 4481 of chapter 36," after "33,".

68A Stat. 775.
26 USC 6302.

(c) **TECHNICAL AMENDMENT.**—The table of subchapters for chapter 36 is amended by adding at the end thereof the following:

"Subchapter D. Tax on use of certain vehicles."

SEC. 207. FLOOR STOCKS TAXES.

(a) **IMPOSITION OF TAXES.**—Subchapter F of chapter 32 (special provisions applicable to manufacturers excise taxes) is amended by renumbering section 4226 as 4227 and by inserting after section 4225 the following new section:

68A Stat. 493.
26 USC 4216-4226.

"SEC. 4226. FLOOR STOCKS TAXES.

"(a) **IN GENERAL.**—

"(1) **1956 TAX ON TRUCKS, TRUCK TRAILERS, BUSES, ETC.**—On any article subject to tax under section 4061 (a) (1) (relating to tax on trucks, truck trailers, buses, etc.) which, on July 1, 1956, is held by a dealer for sale, there is hereby imposed a floor stocks tax at the rate of 2 percent of the price for which the article was purchased by such dealer. If the price for which the article was sold by the manufacturer, producer, or importer is established to the satisfaction of the Secretary or his delegate, then in lieu of the amount specified in the preceding sentence, the tax imposed by this paragraph shall be at the rate of 2 percent of the price for which the article was sold by the manufacturer, producer, or importer.

Ante, p. 388.

"(2) **1956 TAX ON TIRES OF THE TYPE USED ON HIGHWAY VEHICLES.**—On tires subject to tax under section 4071 (a) (1) (as amended by the Highway Revenue Act of 1956) which, on July 1, 1956, are held—

Ante, p. 388.

"(A) by a dealer for sale,

"(B) for sale on, or in connection with, other articles held by the manufacturer, producer, or importer of such other articles, or

“(C) for use in the manufacture or production of other articles,

26 USC 4218,
4219.

there is hereby imposed a floor stocks tax at the rate of 3 cents a pound. The tax imposed by this paragraph shall not apply to any tire which is held for sale by the manufacturer, producer, or importer of such tire or which will be subject under section 4218 (a) (2) or 4219 to the manufacturers excise tax on tires.

Ante, p. 389.

“(3) 1956 TAX ON TREAD RUBBER.—On tread rubber subject to tax under section 4071 (a) (4) (as amended by the Highway Revenue Act of 1956) which, on July 1, 1956, is held by a dealer, there is hereby imposed a floor stocks tax at the rate of 3 cents a pound. The tax imposed by this paragraph shall not apply in the case of any person if such person establishes, to the satisfaction of the Secretary or his delegate, that all tread rubber held by him on July 1, 1956, will be used otherwise than in the recapping or retreading of tires of the type used on highway vehicles (as defined in section 4072 (c)).

Ante, p. 389.

Ante, p. 389.

“(4) 1956 TAX ON GASOLINE.—On gasoline subject to tax under section 4081 which, on July 1, 1956, is held by a dealer for sale, there is hereby imposed a floor stocks tax at the rate of 1 cent a gallon. The tax imposed by this paragraph shall not apply to gasoline in retail stocks held at the place where intended to be sold at retail, nor to gasoline held for sale by a producer or importer of gasoline.

Post, p. 393.

“(b) OVERPAYMENT OF FLOOR STOCKS TAXES.—Section 6416 shall apply in respect of the floor stocks taxes imposed by this section, so as to entitle, subject to all provisions of section 6416, any person paying such floor stocks taxes to a credit or refund thereof for any of the reasons specified in section 6416.

Infra.

“(c) MEANING OF TERMS.—For purposes of subsection (a), the terms ‘dealer’ and ‘held by a dealer’ have the meaning assigned to them by section 6412 (a) (3).

“(d) DUE DATE OF TAXES.—The taxes imposed by subsection (a) shall be paid at such time after September 30, 1956, as may be prescribed by the Secretary or his delegate.”

(b) TECHNICAL AMENDMENT.—The table of sections for subchapter F of chapter 32 is amended by striking out

“Sec. 4226. Cross references.”

and inserting in lieu thereof

“Sec. 4226. Floor stocks taxes.

“Sec. 4227. Cross references.”

SEC. 208. CREDIT OR REFUND OF TAX.

26 USC 6412.

(a) FLOOR STOCKS REFUNDS.—So much of section 6412 (relating to floor stocks refunds) as precedes subsection (d) is amended to read as follows:

“SEC. 6412. FLOOR STOCKS REFUNDS.

“(a) IN GENERAL.—

26 USC 4061.

“(1) PASSENGER AUTOMOBILES, ETC.—Where before April 1, 1957, any article subject to the tax imposed by section 4061 (a) (2) has been sold by the manufacturer, producer, or importer and on such date is held by a dealer and has not been used and is intended for sale, there shall be credited or refunded (without interest) to the manufacturer, producer, or importer an amount equal to the difference between the tax paid by such manufacturer, producer, or importer on his sale of the article and the amount of tax made applicable to such article on and after April 1, 1957, if claim for such credit or refund is filed with the Secretary or his delegate on or before August 10, 1957, based upon a request submitted to

the manufacturer, producer, or importer before July 1, 1957, by the dealer who held the article in respect of which the credit or refund is claimed, and, on or before August 10, 1957, reimbursement has been made to such dealer by such manufacturer, producer, or importer for the tax reduction on such article or written consent has been obtained from such dealer to allowance of such credit or refund.

“(2) TRUCKS AND BUSES, TIRES, TREAD RUBBER, AND GASOLINE.—Where before July 1, 1972, any article subject to the tax imposed by section 4061 (a) (1), 4071 (a) (1) or (4), or 4081 has been sold by the manufacturer, producer, or importer and on such date is held by a dealer and has not been used and is intended for sale (or, in the case of tread rubber, is intended for sale or is held for use), there shall be credited or refunded (without interest) to the manufacturer, producer, or importer an amount equal to the difference between the tax paid by such manufacturer, producer, or importer on his sale of the article and the amount of tax made applicable to such article on and after July 1, 1972, if claim for such credit or refund is filed with the Secretary or his delegate on or before November 10, 1972, based upon a request submitted to the manufacturer, producer, or importer before October 1, 1972, by the dealer who held the article in respect of which the credit or refund is claimed, and, on or before November 10, 1972, reimbursement has been made to such dealer by such manufacturer, producer, or importer for the tax reduction on such article or written consent has been obtained from such dealer to allowance of such credit or refund. No credit or refund shall be allowable under this paragraph with respect to gasoline in retail stocks held at the place where intended to be sold at retail, nor with respect to gasoline held for sale by a producer or importer of gasoline.

Ante, pp. 388, 389.

“(3) DEFINITIONS.—For purposes of this section—

“(A) The term ‘dealer’ includes a wholesaler, jobber, distributor, or retailer, or, in the case of tread rubber subject to tax under section 4071 (a) (4), includes any person (other than the manufacturer, producer, or importer thereof) who holds such tread rubber for sale or use.

Ante, p. 389.

“(B) An article shall be considered as ‘held by a dealer’ if title thereto has passed to such dealer (whether or not delivery to him has been made), and if for purposes of consumption title to such article or possession thereof has not at any time been transferred to any person other than a dealer.

“(b) LIMITATION ON ELIGIBILITY FOR CREDIT OR REFUND.—No manufacturer, producer, or importer shall be entitled to credit or refund under subsection (a) unless he has in his possession such evidence of the inventories with respect to which the credit or refund is claimed as may be required by regulations prescribed under this section.

“(c) OTHER LAWS APPLICABLE.—All provisions of law, including penalties, applicable in respect of the taxes imposed by sections 4061, 4071, and 4081 shall, insofar as applicable and not inconsistent with subsections (a) and (b) of this section, apply in respect of the credits and refunds provided for in subsection (a) to the same extent as if such credits or refunds constituted overpayments of such taxes.”

Ante, pp. 388, 389.

(b) SPECIAL CASES.—Section 6416 (b) (2) (special cases in which tax payments considered overpayments) is amended by striking out the period at the end of subparagraph (I) and inserting in lieu thereof a semicolon, and by adding at the end thereof the following:

Ante, p. 90.

“(J) In the case of a liquid in respect of which tax was paid under section 4041 (a) (1) at the rate of 3 cents a gal-

Ante, p. 387.

lon, used or resold for use as a fuel in a diesel-powered highway vehicle (i) which (at the time of such use or resale) is not registered, and is not required to be registered, for highway use under the laws of any State or foreign country, or (ii) which, in the case of a diesel-powered highway vehicle owned by the United States, is not used on the highway; except that the amount of any overpayment by reason of this subparagraph shall not exceed an amount computed at the rate of 1 cent a gallon;

Ante, p. 388.

“(K) In the case of a liquid in respect of which tax was paid under section 4041 (b) (1) at the rate of 3 cents a gallon, used or resold for use otherwise than as a fuel for the propulsion of a highway vehicle (i) which (at the time of such use or resale) is registered, or is required to be registered, for highway use under the laws of any State or foreign country, or (ii) which, in the case of a highway vehicle owned by the United States, is used on the highway; except that the amount of any overpayment by reason of this subparagraph shall not exceed an amount computed at the rate of 1 cent a gallon;

Ante, p. 387.

“(L) In the case of a liquid in respect of which tax was paid under section 4041 at the rate of 3 cents a gallon, used during any calendar quarter in vehicles while engaged in furnishing scheduled common carrier public passenger land transportation service along regular routes; except that (i) this subparagraph shall apply only if the 60 percent passenger fare revenue test set forth in section 6421 (b) (2) is met with respect to such quarter, and (ii) the amount of such overpayment for such quarter shall be an amount determined by multiplying 1 cent for each gallon of liquid so used by the percentage which such person's tax-exempt passenger fare revenue (as defined in section 6421 (d) (2)) derived from such scheduled service during such quarter was of his total passenger fare revenue (not including the tax imposed by section 4261, relating to the tax on transportation of persons) derived from such scheduled service during such quarter;

Infra.

Ante, p. 389.

“(M) In the case of tread rubber in respect of which tax was paid under section 4071 (a) (4), used or resold for use otherwise than in the recapping or retreading of tires of the type used on highway vehicles (as defined in section 4072 (c)), unless credit or refund of such tax is allowable under subsection (b) (3).”

Ante, p. 389.

68A Stat. 794,
26 USC 6411-
6420.
Ante, p. 87.

(c) PAYMENTS TO ULTIMATE PURCHASERS.—Subchapter B of chapter 65 (relating to rules of special application for abatements, credits, and refunds) is amended by renumbering section 6421 as 6422 and by inserting after section 6420 the following new section:

“SEC. 6421. GASOLINE USED FOR CERTAIN NONHIGHWAY PURPOSES OR BY LOCAL TRANSIT SYSTEMS.

“(a) NONHIGHWAY USES.—If gasoline is used otherwise than as a fuel in a highway vehicle (1) which (at the time of such use) is registered, or is required to be registered, for highway use under the laws of any State or foreign country, or (2) which, in the case of a highway vehicle owned by the United States, is used on the highway, the Secretary or his delegate shall pay (without interest) to the ultimate purchaser of such gasoline an amount equal to 1 cent for each gallon of gasoline so used.

“(b) LOCAL TRANSIT SYSTEMS.—

“(1) ALLOWANCE.—If gasoline is used during any calendar quarter in vehicles while engaged in furnishing scheduled common

carrier public passenger land transportation service along regular routes, the Secretary or his delegate shall, subject to the provisions of paragraph (2), pay (without interest) to the ultimate purchaser of such gasoline the amount determined by multiplying—

“(A) 1 cent for each gallon of gasoline so used, by

“(B) the percentage which the ultimate purchaser’s tax-exempt passenger fare revenue derived from such scheduled service during such quarter was of his total passenger fare revenue (not including the tax imposed by section 4261, relating to the tax on transportation of persons) derived from such scheduled service during such quarter.

68A Stat. 506.
26 USC 4261.

“(2) LIMITATION.—Paragraph (1) shall apply in respect of gasoline used during any calendar quarter only if at least 60 per cent of the total passenger fare revenue (not including the tax imposed by section 4261, relating to the tax on transportation of persons) derived during such quarter from scheduled service described in paragraph (1) by the person filing the claim was attributable to tax-exempt passenger fare revenue derived during such quarter by such person from such scheduled service.

“(c) TIME FOR FILING CLAIM; PERIOD COVERED.—Not more than one claim may be filed under subsection (a), and not more than one claim may be filed under subsection (b), by any person with respect to gasoline used during the one-year period ending on June 30 of any year. No claim shall be allowed under this section with respect to any one-year period unless filed on or before September 30 of the year in which such one-year period ends.

“(d) DEFINITIONS.—For purposes of this section—

“(1) GASOLINE.—The term ‘gasoline’ has the meaning given to such term by section 4082 (b).

68A Stat. 483.
26 USC 4082.

“(2) TAX-EXEMPT PASSENGER FARE REVENUE.—The term ‘tax-exempt passenger fare revenue’ means revenue attributable to fares which were exempt from the tax imposed by section 4261 by reason of section 4262 (b) (relating to the exemption for commutation travel, etc.).

26 USC 4261,
4262.

“(e) EXEMPT SALES; OTHER PAYMENTS OR REFUNDS AVAILABLE.—

“(1) EXEMPT SALES.—No amount shall be paid under this section with respect to any gasoline which the Secretary or his delegate determines was exempt from the tax imposed by section 4081. The amount which (but for this sentence) would be payable under this section with respect to any gasoline shall be reduced by any other amount which the Secretary or his delegate determines is payable under this section, or is refundable under any provision of this title, to any person with respect to such gasoline.

Ante, p. 389.

“(2) GASOLINE USED ON FARMS.—This section shall not apply in respect of gasoline which was (within the meaning of paragraphs (1), (2), and (3) of section 6420 (c)) used on a farm for farming purposes.

Ante, p. 87.

“(f) APPLICABLE LAWS.—

“(1) IN GENERAL.—All provisions of law, including penalties, applicable in respect of the tax imposed by section 4081 shall, insofar as applicable and not inconsistent with this section, apply in respect of the payments provided for in this section to the same extent as if such payments constituted refunds of overpayments of the tax so imposed.

Ante, p. 389.

“(2) EXAMINATION OF BOOKS AND WITNESSES.—For the purpose of ascertaining the correctness of any claim made under this section, or the correctness of any payment made in respect of any such claim, the Secretary or his delegate shall have the authority

68A Stat. 901.
26 USC 7602.

granted by paragraphs (1), (2), and (3) of section 7602 (relating to examination of books and witnesses) as if the claimant were the person liable for tax.

“(g) REGULATIONS.—The Secretary or his delegate may by regulations prescribe the conditions, not inconsistent with the provisions of this section, under which payments may be made under this section.

“(h) EFFECTIVE DATE.—This section shall apply only with respect to gasoline purchased after June 30, 1956, and before July 1, 1972.

“(i) CROSS REFERENCES.—

“(1) For reduced rate of tax in case of diesel fuel and special motor fuels used for certain nonhighway purposes, see subsections (a) and (b) of section 4041.

“(2) For partial refund of tax in case of diesel fuel and special motor fuels used for certain nonhighway purposes, see section 6416 (b) (2) (J) and (K).

“(3) For partial refund of tax in case of diesel fuel and special motor fuels used by local transit systems, see section 6416 (b) (2) (L).

“(4) For civil penalty for excessive claims under this section, see section 6675.

“(5) For fraud penalties, etc., see chapter 75 (section 7201 and following, relating to crimes, other offenses, and forfeitures).”

(d) TECHNICAL AMENDMENTS.—

Ante, p. 90.

(1) Section 6206 (relating to special rules applicable to excessive claims) is amended—

(A) by striking out “SECTION 6420” in the heading and inserting in lieu thereof “SECTIONS 6420 AND 6421”;

(B) by inserting after “6420” in the first sentence thereof “or 6421”; and

(C) by inserting after “6420” in the second sentence thereof “or 6421, as the case may be”.

Ante, p. 90.

(2) Section 6675 (relating to excessive claims for gasoline used on farms) is amended—

(A) by striking out “FOR GASOLINE USED ON FARMS” in the heading and inserting in lieu thereof “WITH RESPECT TO THE USE OF CERTAIN GASOLINE”;

(B) by inserting after “6420 (relating to gasoline used on farms)” in subsection (a) thereof “or 6421 (relating to gasoline used for certain nonhighway purposes or by local transit systems)”; and

(C) by inserting after “6420” in subsection (b) thereof “or 6421, as the case may be”.

Ante, p. 91.

(3) Section 7210 (relating to failure to obey summons) is amended by inserting after “sections 6420 (e) (2),” the following: “6421 (f) (2),”.

Ante, p. 91.

(4) Section 7603 (relating to service of summons) and 7604 (relating to enforcement of summons) and the first sentence of section 7605 (relating to time and place of examination) are each amended by inserting after “section 6420 (e) (2)” wherever it appears a comma and the following: “6421 (f) (2),”. The second sentence of section 7605 is amended by inserting after “section 6420 (e) (2)” the following: “or 6421 (f) (2)”.

(e) CLERICAL AMENDMENTS.—

Ante, p. 90.

(1) Section 4084 is amended to read as follows:

“SEC. 4084. CROSS REFERENCES.

“(1) For provisions to relieve farmers from excise tax in the case of gasoline used on the farm for farming purposes, see section 6420.

“(2) For provisions to relieve purchasers of gasoline from excise tax in the case of gasoline used for certain nonhighway purposes or by local transit systems, see section 6421.”

(2) The table of sections for subpart A of part III of subchapter A of chapter 32 is amended by striking out *Ante, p. 90.*

"Sec. 4084. Relief of farmers from tax in case of gasoline used on the farm."

and inserting in lieu thereof

"Sec. 4084. Cross references."

(3) The table of sections for subchapter A of chapter 63 is amended by striking out *Ante, p. 91.*

"Sec. 6206. Special rules applicable to excessive claims under section 6420."

and inserting in lieu thereof

"Sec. 6206. Special rules applicable to excessive claims under sections 6420 and 6421."

(4) The table of sections for subchapter B of chapter 65 is amended by striking out *Ante, p. 91.*

"Sec. 6421. Cross references."

and inserting in lieu thereof

"Sec. 6421. Gasoline used for certain nonhighway purposes or by local transit systems."

"Sec. 6422. Cross references."

(5) Section 6504 is amended by adding at the end thereof the following: *Ante, p. 91.*

"(14) Assessments to recover excessive amounts paid under section 6421 (relating to gasoline used for certain nonhighway purposes or by local transit systems) and assessments of civil penalties under section 6675 for excessive claims under section 6421, see section 6206."

(6) Section 6511 (f) is amended by adding at the end thereof the following: *Ante, p. 91.*

"(6) For limitations in case of payments under section 6421 (relating to gasoline used for certain nonhighway purposes or by local transit systems), see section 6421 (c)."

(7) Section 6612 (c) is amended by striking out "and" before "6420" and by inserting before the period at the end thereof the following: ", and 6421 (relating to payments in the case of gasoline used for certain nonhighway purposes or by local transit systems)". *Ante, p. 91.*

(8) The table of sections for subchapter B of chapter 68 is amended by striking out *Ante, p. 91.*

"Sec. 6675. Excessive claims for gasoline used on farms."

and inserting in lieu thereof

"Sec. 6675. Excessive claims with respect to the use of certain gasoline."

SEC. 209. HIGHWAY TRUST FUND.

(a) CREATION OF TRUST FUND.—There is hereby established in the Treasury of the United States a trust fund to be known as the "Highway Trust Fund" (hereinafter in this section called the "Trust Fund"). The Trust Fund shall consist of such amounts as may be appropriated or credited to the Trust Fund as provided in this section.

(b) DECLARATION OF POLICY.—It is hereby declared to be the policy of the Congress that if it hereafter appears—

(1) that the total receipts of the Trust Fund (exclusive of advances under subsection (d)) will be less than the total expenditures from such Fund (exclusive of repayments of such advances); or

(2) that the distribution of the tax burden among the various classes of persons using the Federal-aid highways, or otherwise deriving benefits from such highways, is not equitable, the Congress shall enact legislation in order to bring about a balance of total receipts and total expenditures, or such equitable distribution, as the case may be.

(c) TRANSFER TO TRUST FUND OF AMOUNTS EQUIVALENT TO CERTAIN TAXES.—

(1) IN GENERAL.—There is hereby appropriated to the Trust Fund, out of any money in the Treasury not otherwise appropriated, amounts equivalent to the following percentages of the taxes received in the Treasury before July 1, 1972, under the following provisions of the Internal Revenue Code of 1954 (or under the corresponding provisions of prior revenue laws)—

Ante, pp. 89, 387.

Ante, p. 389.

(A) 100 percent of the taxes received after June 30, 1956, under sections 4041 (taxes on diesel fuel and special motor fuels), 4071 (a) (4) (tax on tread rubber), and 4081 (tax on gasoline);

Ante, p. 388.

(B) 20 percent of the tax received after June 30, 1956, and before July 1, 1957, under section 4061 (a) (1) (tax on trucks, buses, etc.);

(C) 50 percent of the tax received after June 30, 1957, under section 4061 (a) (1) (tax on trucks, buses, etc.);

Ante, p. 389.

(D) 37½ percent of the tax received after June 30, 1956, and before July 1, 1957, under section 4071 (a) (1) (tax on tires of the type used on highway vehicles);

(E) 100 percent of the taxes received after June 30, 1957, under section 4071 (a) (1), (2), and (3) (taxes on tires of the type used on highway vehicles, other tires, and inner tubes);

Ante, p. 390.

(F) 100 percent of the tax received under section 4481 (tax on use of certain vehicles); and

Ante, p. 391.

(G) 100 percent of the floor stocks taxes imposed by section 4226 (a).

In the case of any tax described in subparagraph (A), (B), or (D), amounts received during the fiscal year ending June 30, 1957, shall be taken into account only to the extent attributable to liability for tax incurred after June 30, 1956.

(2) LIABILITIES INCURRED BEFORE JULY 1, 1972, FOR NEW OR INCREASED TAXES.—There is hereby appropriated to the Trust Fund, out of any money in the Treasury not otherwise appropriated, amounts equivalent to the following percentages of the taxes which are received in the Treasury after June 30, 1972, and before July 1, 1973, and which are attributable to liability for tax incurred before July 1, 1972, under the following provisions of the Internal Revenue Code of 1954—

Ante, pp. 89, 387.

Ante, p. 389.

(A) 100 percent of the taxes under sections 4041 (taxes on diesel fuel and special motor fuels), 4071 (a) (4) (tax on tread rubber), and 4081 (tax on gasoline);

Ante, p. 388.

(B) 20 percent of the tax under section 4061 (a) (1) (tax on trucks, buses, etc.);

Ante, p. 389.

(C) 37½ percent of the tax under section 4071 (a) (1) (tax on tires of the type used on highway vehicles); and

Ante, p. 390.

(D) 100 percent of the tax under section 4481 (tax on use of certain vehicles).

(3) METHOD OF TRANSFER.—The amounts appropriated by paragraphs (1) and (2) shall be transferred at least monthly from the general fund of the Treasury to the Trust Fund on the basis of estimates by the Secretary of the Treasury of the amounts, referred to in paragraphs (1) and (2), received in the Treasury.

Proper adjustments shall be made in the amounts subsequently transferred to the extent prior estimates were in excess of or less than the amounts required to be transferred.

(d) **ADDITIONAL APPROPRIATIONS TO TRUST FUND.**—There are hereby authorized to be appropriated to the Trust Fund, as repayable advances, such additional sums as may be required to make the expenditures referred to in subsection (f).

(e) **MANAGEMENT OF TRUST FUND.**—

(1) **IN GENERAL.**—It shall be the duty of the Secretary of the Treasury to hold the Trust Fund, and (after consultation with the Secretary of Commerce) to report to the Congress not later than the first day of March of each year on the financial condition and the results of the operations of the Trust Fund during the preceding fiscal year and on its expected condition and operations during each fiscal year thereafter up to and including the fiscal year ending June 30, 1973. Such report shall be printed as a House document of the session of the Congress to which the report is made. Report to Congress.

(2) **INVESTMENT.**—It shall be the duty of the Secretary of the Treasury to invest such portion of the Trust Fund as is not, in his judgment, required to meet current withdrawals. Such investments may be made only in interest-bearing obligations of the United States or in obligations guaranteed as to both principal and interest by the United States. For such purpose such obligations may be acquired (A) on original issue at par, or (B) by purchase of outstanding obligations at the market price. The purposes for which obligations of the United States may be issued under the Second Liberty Bond Act, as amended, are hereby extended to authorize the issuance at par of special obligations exclusively to the Trust Fund. Such special obligations shall bear interest at a rate equal to the average rate of interest, computed as to the end of the calendar month next preceding the date of such issue, borne by all marketable interest-bearing obligations of the United States then forming a part of the Public Debt; except that where such average rate is not a multiple of one-eighth of 1 percent, the rate of interest of such special obligations shall be the multiple of one-eighth of 1 percent next lower than such average rate. Such special obligations shall be issued only if the Secretary of the Treasury determines that the purchase of other interest-bearing obligations of the United States, or of obligations guaranteed as to both principal and interest by the United States on original issue or at the market price, is not in the public interest. Advances to the Trust Fund pursuant to subsection (d) shall not be invested. 40 Stat. 288.
31 USC 774.

(3) **SALE OF OBLIGATIONS.**—Any obligation acquired by the Trust Fund (except special obligations issued exclusively to the Trust Fund) may be sold by the Secretary of the Treasury at the market price, and such special obligations may be redeemed at par plus accrued interest.

(4) **INTEREST AND CERTAIN PROCEEDS.**—The interest on, and the proceeds from the sale or redemption of, any obligations held in the Trust Fund shall be credited to and form a part of the Trust Fund.

(f) **EXPENDITURES FROM TRUST FUND.**—

(1) **FEDERAL-AID HIGHWAY PROGRAM.**—Amounts in the Trust Fund shall be available, as provided by appropriation Acts, for making expenditures after June 30, 1956, and before July 1, 1972, to meet those obligations of the United States heretofore or hereafter incurred under the Federal-Aid Road Act approved July

39 Stat. 355.
23 USC 48 and
note; 16 USC 503.

11, 1916, as amended and supplemented, which are attributable to Federal-aid highways (including those portions of general administrative expenses of the Bureau of Public Roads payable from such appropriations).

(2) **REPAYMENT OF ADVANCES FROM GENERAL FUND.**—Advances made pursuant to subsection (d) shall be repaid, and interest on such advances shall be paid, to the general fund of the Treasury when the Secretary of the Treasury determines that moneys are available in the Trust Fund for such purposes. Such interest shall be at rates computed in the same manner as provided in subsection (e) (2) for special obligations and shall be compounded annually.

(3) **TRANSFERS FROM TRUST FUND FOR GASOLINE USED ON FARMS AND FOR CERTAIN OTHER PURPOSES.**—The Secretary of the Treasury shall pay from time to time from the Trust Fund into the general fund of the Treasury amounts equivalent to the amounts paid before July 1, 1973, under sections 6420 (relating to amounts paid in respect of gasoline used on farms) and 6421 (relating to amounts paid in respect of gasoline used for certain nonhighway purposes or by local transit systems) of the Internal Revenue Code of 1954 on the basis of claims filed for periods beginning after June 30, 1956, and ending before July 1, 1972.

(4) **FLOOR STOCKS REFUNDS.**—The Secretary of the Treasury shall pay from time to time from the Trust Fund into the general fund of the Treasury amounts equivalent to the following percentages of the floor stocks refunds made before July 1, 1973, under section 6412 (a) (2) of the Internal Revenue Code of 1954—

(A) 40 percent of the refunds in respect of articles subject to the tax imposed by section 4061 (a) (1) of such Code (trucks, buses, etc.);

(B) 100 percent of the refunds in respect of articles subject to tax under section 4071 (a) (1) or (4) of such Code (tires of the type used on highway vehicles and tread rubber); and

(C) 66⅔ percent of the refunds in respect of gasoline subject to tax under section 4081 of such Code.

(g) **ADJUSTMENTS OF APPORTIONMENTS.**—The Secretary of the Treasury shall from time to time, after consultation with the Secretary of Commerce, estimate the amounts which will be available in the Highway Trust Fund (excluding repayable advances) to defray the expenditures which will be required to be made from such fund. In any case in which the Secretary of the Treasury determines that, after all other expenditures required to be made from the Highway Trust Fund have been defrayed, the amounts which will be available in such fund (excluding repayable advances) will be insufficient to defray the expenditures which will be required as a result of the apportionment to the States of the amounts authorized to be appropriated for any fiscal year for the construction, reconstruction, or improvement of the Interstate System, he shall so advise the Secretary of Commerce and shall further advise the Secretary of Commerce as to the amount which, after all other expenditures required to be made from such fund have been defrayed, will be available in such fund (excluding repayable advances) to defray the expenditures required as a result of apportionment to the States of Federal-aid highway funds for the Interstate System for such fiscal year. The Secretary of Commerce shall determine the percentage which such amount is of the amount authorized to be appropriated for such fiscal year for the construction, reconstruction, or improvement of the Interstate System and, notwithstanding any other provision of law, shall there-

Ante, p. 87.

Ante, p. 394.

Ante, p. 393.

Ante, p. 388.

Ante, p. 389.

Ante, p. 389.

after apportion to the States for such fiscal year for the construction, reconstruction, or improvement of the Interstate System, in lieu of the amount which but for the provisions of this subsection would be so apportioned, the amount obtained by multiplying the amount authorized to be appropriated for such fiscal year by such percentage. Whenever the Secretary of the Treasury determines that there will be available in the Highway Trust Fund (excluding repayable advances) amounts which, after all other expenditures required to be made from such fund have been defrayed, will be available to defray the expenditures required as a result of the apportionment of any Federal-aid highway funds for the Interstate System previously withheld from apportionment for any fiscal year, he shall so advise the Secretary of Commerce and the Secretary of Commerce shall apportion to the States such portion of the funds so withheld from apportionment as the Secretary of the Treasury has advised him may be so apportioned without causing expenditures from the Highway Trust Fund for the Interstate System to exceed amounts available in such fund (excluding repayable advances) to defray such expenditures. Any funds apportioned pursuant to the provisions of the preceding sentence shall remain available for expenditure until the close of the third fiscal year following that in which apportioned.

SEC. 210. INVESTIGATION AND REPORT TO CONGRESS.

(a) **PURPOSE.**—The purpose of this section is to make available to the Congress information on the basis of which it may determine what taxes should be imposed by the United States, and in what amounts, in order to assure, insofar as practicable, an equitable distribution of the tax burden among the various classes of persons using the Federal-aid highways or otherwise deriving benefits from such highways.

(b) **STUDY AND INVESTIGATION.**—In order to carry out the purpose of this section, the Secretary of Commerce is hereby authorized and directed, in cooperation with other Federal officers and agencies (particularly the Interstate Commerce Commission) and with the State highway departments, to make a study and investigation of—

(1) the effects on design, construction, and maintenance of Federal-aid highways of (A) the use of vehicles of different dimensions, weights, and other specifications, and (B) the frequency of occurrences of such vehicles in the traffic stream,

(2) the proportionate share of the design, construction, and maintenance costs of the Federal-aid highways attributable to each class of persons using such highways, such proportionate share to be based on the effects referred to in paragraph (1) and the benefits derived from the use of such highways, and

(3) any direct and indirect benefits accruing to any class which derives benefits from Federal-aid highways, in addition to benefits from actual use of such highways, which are attributable to public expenditures for such highways.

(c) **COORDINATION WITH OTHER STUDIES.**—The Secretary of Commerce shall coordinate the study and investigation required by this section with—

(1) the research and other activities authorized by section 10 of the Federal-Aid Highway Act of 1954, and

(2) the tests referred to in section 108 (k) of this Act.

(d) **REPORTS ON STUDY AND INVESTIGATION.**—The Secretary of Commerce shall report to the Congress the results of the study and investigation required by this section. The final report shall be made as soon as possible but in no event later than March 1, 1959. On or before March 1, 1957, and on or before March 1, 1958, the Secretary of Commerce shall report to the Congress the progress that has been made in

68 Stat. 74.
23 USC 21-1.

carrying out the study and investigation required by this section. Each such report shall be printed as a House document of the session of the Congress to which the report is made.

(e) **FUNDS FOR STUDY AND INVESTIGATION.**—There are hereby authorized to be appropriated out of the Highway Trust Fund such sums as may be necessary to enable the Secretary of Commerce to carry out the provisions of this section.

SEC. 211. EFFECTIVE DATE OF TITLE.

This title shall take effect on the date of its enactment, except that the amendments made by sections 202, 203, 204, and 205 shall take effect on July 1, 1956.

TITLE III—SEPARABILITY

SEC. 301. SEPARABILITY.

If any section, subsection, or other provision of this Act or the application thereof to any person or circumstance is held invalid, the remainder of this Act and the application of such section, subsection, or other provision to other persons or circumstances shall not be affected thereby.

Approved June 29, 1956.

Public Law 628

CHAPTER 463

June 29, 1956
[H. R. 7247]

AN ACT

Relating to recognition of gain or loss in certain railroad reorganizations and to amend section 108 (b) of the Internal Revenue Code of 1954.

IRC 1954, amend-
ments.
68A Stat. 121.
26 USC 371-373.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That part IV of subchapter C of chapter 1 of the Internal Revenue Code of 1954 is hereby amended by adding at the end thereof the following new section:

“SEC. 374. GAIN OR LOSS NOT RECOGNIZED IN CERTAIN RAILROAD REORGANIZATIONS.

“(a) EXCHANGES BY CORPORATIONS.—

“(1) NONRECOGNITION OF GAIN OR LOSS.—No gain or loss shall be recognized if property of a railroad corporation, as defined in section 77 (m) of the Bankruptcy Act (49 Stat. 922; 11 U. S. C. 205), is transferred after July 31, 1955, in pursuance of an order of the court having jurisdiction of such corporation—

“(A) in a receivership proceeding, or

“(B) in a proceeding under section 77 of the Bankruptcy Act,

to another railroad corporation (as defined in section 77 (m) of the Bankruptcy Act) organized or made use of to effectuate a plan of reorganization approved by the court in such proceeding, in exchange solely for stock or securities in such other railroad corporation.

“(2) GAIN FROM EXCHANGES NOT SOLELY IN KIND.—If an exchange would be within the provisions of paragraph (1) if it were not for the fact that the property received in exchange consists not only of stock or securities permitted by paragraph (1) to be received without the recognition of gain, but also of other property or money, then—

“(A) if the corporation receiving such other property or money distributes it in pursuance of the plan of reorganization, no gain to the corporation shall be recognized from the exchange, but

“(B) if the corporation receiving such other property or money does not distribute it in pursuance of the plan of reorganization, the gain, if any, to the corporation shall be recognized, but in an amount not in excess of the sum of such money and the fair market value of such other property so received, which is not so distributed.

“(3) LOSS FROM EXCHANGES NOT SOLELY IN KIND.—If an exchange would be within the provisions of paragraph (1) if it were not for the fact that the property received in exchange consists not only of property permitted by such paragraph to be received without the recognition of gain or loss, but also of other property or money, then no loss from the exchange shall be recognized.

“(b) BASIS.—If the property of a railroad corporation (as defined in section 77 (m) of the Bankruptcy Act) was acquired after July 31, 1955, in pursuance of an order of the court having jurisdiction of such corporation—

“(1) in a receivership proceeding, or

“(2) in a proceeding under section 77 of the Bankruptcy Act, and the acquiring corporation is a railroad corporation (as defined in section 77 (m) of the Bankruptcy Act) organized or made use of to effectuate a plan of reorganization approved by the court in such proceeding, the basis shall be the same as it would be in the hands of the railroad corporation whose property was so acquired, increased in the amount of gain recognized under subsection (a) (2) to the transferor on such transfer.

“(c) ASSUMPTION OF LIABILITIES.—In the case of a transaction involving an assumption of a liability or the acquisition of property subject to a liability, the rules provided in section 357 shall apply.”

68A Stat. 116.
26 USC 357.

SEC. 2. Section 357 of such Code is hereby amended—

(1) by deleting “or 371” wherever appearing in subsections (a) and (b) thereof, and inserting in lieu thereof “371, or 374”, and

(2) by deleting from subsection (c) (2) (B) “371” and inserting in lieu thereof “371 or 374”.

SEC. 3. Section 373 is hereby amended—

68A Stat. 123.
26 USC 373.

(1) by deleting from subsection (a) “transferred in pursuance” and inserting in lieu thereof “transferred before August 1, 1955, in pursuance”, and

(2) by deleting “December 31, 1938”, and inserting in lieu thereof “December 31, 1938, and before August 1, 1955”.

SEC. 4. The table of sections for part IV of subchapter C of chapter 1 of the Internal Revenue Code of 1954 is hereby amended by adding at the end thereof the following:

“Sec. 374. Gain or loss not recognized in certain railroad reorganizations.”

SEC. 5. Section 108 (b) of the Internal Revenue Code of 1954 (relating to income of a railroad corporation from discharge of indebtedness) is hereby amended by striking out “December 31, 1955” and inserting in lieu thereof “December 31, 1957”.

68A Stat. 32.
26 USC 108.

Approved June 29, 1956.

Public Law 629

CHAPTER 464

June 29, 1956
[H. R. 6143]

AN ACT

To amend the Internal Revenue Codes of 1939 and 1954, and for other purposes.

Taxes.
Patent rights.
65 Stat. 504.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 117 of the Internal Revenue Code of 1939 (relating to capital gains and losses) is hereby amended by adding at the end thereof a new subsection as follows:

“(q) TRANSFER OF PATENT RIGHTS.—

“(1) GENERAL RULE.—A transfer (other than by gift, inheritance, or devise) of property consisting of all substantial rights to a patent, or an undivided interest therein which includes a part of all such rights, by any holder shall be considered the sale or exchange of a capital asset held for more than 6 months, regardless of whether or not payments in consideration of such transfer are—

“(A) payable periodically over a period generally coterminous with the transferee's use of the patent, or

“(B) contingent on the productivity, use, or disposition of the property transferred.

“(2) ‘HOLDER’ DEFINED.—For purposes of this subsection, the term ‘holder’ means—

“(A) any individual whose efforts created such property, or

“(B) any other individual who has acquired his interest in such property in exchange for consideration in money or money's worth paid to such creator prior to actual reduction to practice of the invention covered by the patent, if such individual is neither—

“(i) the employer of such creator, nor

“(ii) related to such creator (within the meaning of paragraph (3)).

“(3) EXCEPTIONS.—This subsection shall not apply to any transfer described in paragraph (1)—

“(A) by a nonresident alien individual, or

“(B) between an individual and any related person.

For purposes of this paragraph, the term ‘related person’ means a person, other than a brother or sister (whether of the whole or half blood), with respect to whom a loss resulting from the transfer would be disallowed under section 24 (b).

“(4) APPLICABILITY.—This subsection shall apply with respect to any amount received, or payment made, pursuant to a transfer described in paragraph (1) in any taxable year beginning after May 31, 1950, regardless of the taxable year in which such transfer occurred.”

SEC. 2. CERTAIN CLAIMS AGAINST UNITED STATES.

53 Stat. 36.

(a) Section 106 of the Internal Revenue Code of 1939 (relating to claims against the United States involving acquisition of property) is hereby amended to read as follows:

“SEC. 106. CERTAIN CLAIMS AGAINST UNITED STATES.

“In the case of any amount (other than interest) received by a taxpayer from the United States with respect to a claim against the United States—

“(a) involving the acquisition of property and remaining unpaid for more than 15 years, or

“(b) arising under a contract for the construction of installations or facilities for any branch of the armed services of the

United States and remaining unpaid for more than 5 years from the date such claim first accrued and paid prior to January 1, 1950,

the portion of the tax imposed by section 12 attributable to such amount (other than interest) shall not exceed 30 percent thereof. In applying section 291 (a) (relating to additions to the tax for failure to file a return) in any case to which paragraph (b) of this section applies, the term 'reasonable cause' shall include the filing of a timely incomplete return under circumstances which led the taxpayer to believe that no tax was due on amounts received under a settlement with the United States."

(b) The amendment made by this section shall apply with respect to taxable years ending after December 31, 1948, notwithstanding the operation of any law or rule of law (other than section 3760 of the Internal Revenue Code of 1939 or section 7121 of the Internal Revenue Code of 1954, relating to closing agreements, and other than section 3761 of the Internal Revenue Code of 1939 or section 7122 of the Internal Revenue Code of 1954, relating to compromises). Notwithstanding the preceding sentence, no claim for credit or refund of any overpayment resulting from the amendment made by this section shall be allowed or made after the period of limitation applicable to such overpayment, except that such period shall not expire before the expiration of one year after the date of the enactment of this Act.

Effective date.

Restriction.

SEC. 3. CERTAIN DISTRIBUTIONS IN KIND.

(a) Section 115 of the Internal Revenue Code of 1939 (relating to distributions by corporations) is hereby amended by adding at the end thereof the following new subsection:

53 Stat. 46.

"(n) CERTAIN DISTRIBUTIONS IN KIND.—

"(1) Notwithstanding any other provision of this section, a distribution of property by a corporation to its stockholders, with respect to its stock, shall be (except as provided in paragraph (2)) considered to be a distribution which is not a dividend (whether or not otherwise a dividend) to the extent that the fair market value of such property exceeds the earnings and profits of such corporation accumulated after February 28, 1913, and the earnings and profits of the taxable year (computed as of the close of the taxable year without diminution by reason of any distributions, except those described in subparagraphs (A), (B), and (C) of paragraph (3), made during the taxable year) without regard to the amount of the earnings and profits at the time the distribution was made. The preceding sentence shall not prevent the application of subsection (d) to any such distribution.

"(2) If any portion of a distribution of property by a corporation to its shareholders, with respect to its stock, is a dividend solely by reason of the last sentence of subsection (a), then—

"(A) paragraph (1) shall not apply to such distribution, but

"(B) such distribution shall be considered to be a distribution which is not a dividend (whether or not otherwise a dividend) to the extent that the fair market value of such property exceeds the Subchapter A net income referred to in the last sentence of subsection (a), adjusted as provided in such sentence.

In applying this paragraph, distributions described in subparagraphs (A), (B), and (C) of paragraph (3) shall be taken into account before other distributions.

“(3) This subsection shall apply to any distribution of property other than—

“(A) money,

“(B) inventory assets, as defined in section 312 (b) (2) of the Internal Revenue Code of 1954, or

“(C) distributions described in section 312 (j) of the Internal Revenue Code of 1954.”

Effective date.

(b) The amendment made by this section to section 115 of the Internal Revenue Code of 1939 shall be effective as if it were a part of such section on the date of enactment of the Internal Revenue Code of 1939, except that it shall not apply to any taxable year of a shareholder which was a corporation and which filed a return for such year reporting dividends in accordance with publicly announced litigation policies of the Secretary or his delegate which had not been revoked at the time such return was filed. No interest shall be allowed or paid in respect of any overpayment of tax resulting from the amendment made by this section.

SEC. 4. TRADEMARK AND TRADE NAME EXPENDITURES.

68 Stat. 1096.
26 USC 176.

(a) Part VI of subchapter B of chapter 1 of the Internal Revenue Code of 1954 is hereby amended by inserting after section 176 thereof the following new section:

“SEC. 177. TRADEMARK AND TRADE NAME EXPENDITURES.

“(a) ELECTION TO AMORTIZE.—Any trademark or trade name expenditure paid or incurred during a taxable year beginning after December 31, 1955, may, at the election of the taxpayer (made in accordance with regulations prescribed by the Secretary or his delegate), be treated as a deferred expense. In computing taxable income, all expenditures paid or incurred during the taxable year which are so treated shall be allowed as a deduction ratably over such period of not less than 60 months (beginning with the first month in such taxable year) as may be selected by the taxpayer in making such election. The expenditures so treated are expenditures properly chargeable to capital account for purposes of section 1016 (a) (1) (relating to adjustments to basis of property).

“(b) TRADEMARK AND TRADE NAME EXPENDITURES DEFINED.—For purposes of subsection (a), the term ‘trademark or trade name expenditure’ means any expenditure which—

“(1) is directly connected with the acquisition, protection, expansion, registration (Federal, State, or foreign), or defense of a trademark or trade name;

“(2) is chargeable to capital account; and

“(3) is not part of the consideration paid for a trademark, trade name, or business.

“(c) TIME FOR AND SCOPE OF ELECTION.—The election provided by subsection (a) shall be made within the time prescribed by law (including extensions thereof) for filing the return for the taxable year during which the expenditure is paid or incurred. The period selected by the taxpayer under subsection (a) with respect to the expenditures paid or incurred during the taxable year which are treated as deferred expenses shall be adhered to in computing his taxable income for the taxable year for which the election is made and all subsequent years.

“(d) CROSS REFERENCE.—

“For adjustments to basis of property for amounts allowed as deductions for expenditures treated as deferred expenses under this section, see section 1016 (a) (16).”

(b) The table of sections of part VI of subchapter B of chapter 1

of the Internal Revenue Code of 1954 is hereby amended by inserting at the end thereof

68A Stat. 45.

“Sec. 177. Trademark and trade name expenditures.”

(c) Subsection (a) of section 1016 of the Internal Revenue Code of 1954 (relating to adjustments to basis) is hereby amended by striking out the period at the end of paragraph (15) and inserting in lieu thereof a semicolon, and by adding at the end of such subsection the following new paragraph:

68A Stat. 300.
26 USC 1016.

“(16) for amounts allowed as deductions for expenditures treated as deferred expenses under section 177 (relating to trademark and trade name expenditures) and resulting in a reduction of the taxpayer's taxes under this subtitle, but not less than the amounts allowable under such section for the taxable year and prior years.”

SEC. 5. LIVESTOCK SOLD ON ACCOUNT OF DROUGHT.

(a) Section 1033 of the Internal Revenue Code of 1954 (relating to involuntary conversions) is hereby amended by redesignating subsection (f) thereof as subsection (g) and by inserting after subsection (e) of such section the following new subsection:

68A Stat. 306.
26 USC 1033.

“(f) LIVESTOCK SOLD ON ACCOUNT OF DROUGHT.—For purposes of this subtitle, the sale or exchange of livestock (other than poultry) held by a taxpayer for draft, breeding, or dairy purposes in excess of the number the taxpayer would sell if he followed his usual business practices shall be treated as an involuntary conversion to which this section applies if such livestock are sold or exchanged by the taxpayer solely on account of drought.”

(b) The amendment made by this section shall apply with respect to taxable years ending after December 31, 1955, but only in the case of sales and exchanges of livestock after December 31, 1955.

Effective date.

Approved June 29, 1956.

Public Law 630

CHAPTER 465

AN ACT

Adopting and authorizing the improvement of Rockland Harbor, Maine.

June 29, 1956
[S. 1749]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the modification of the project for improvement of Rockland Harbor, Maine, is hereby adopted and authorized substantially in accordance with the recommendations of the Chief of Engineers contained in Senate Document Numbered 82, Eighty-fourth Congress, first session, at an estimated cost of \$710,000, and subject to the conditions set forth therein, the work to be prosecuted under the direction of the Secretary of the Army and the supervision of the Chief of Engineers.

Rockland Har-
bor, Maine.

SEC. 2. There are authorized to be appropriated such sums as may be necessary to carry out the provisions of this Act.

Appropriation.

Approved June 29, 1956.

Public Law 631

CHAPTER 473

AN ACT

To amend the Export Control Act of 1949 to continue for an additional period of two years the authority provided thereunder for the regulation of exports.

June 29, 1956
[H. R. 9052]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 12 of

the Export Control Act of 1949 (63 Stat. 7), as amended by Public Law 33, Eighty-second Congress (65 Stat. 43), and Public Law 62, Eighty-third Congress (67 Stat. 62), is hereby amended by striking out "1956" and inserting in lieu thereof "1958".

50 U S C app.
2032.

Iron and steel
scrap.
Survey; reports
to Congress.

64 Stat. 819.
50 U S C app.
2160.

SEC. 2. The Secretary of Commerce is hereby directed to immediately make a complete survey of the iron and steel scrap available and potentially available and to file with the Congress an interim report within three months and a final report not later than January 31, 1957. The Secretary may contract with any private organization for the collection of information necessary to such survey, but any conclusions or recommendations in any report to the Congress under this section shall be made by a full-time officer or employee of the Department of Commerce, and no person employed under section 710 (b) of the Defense Production Act of 1950, as amended, shall in any manner participate in such survey.

Approved June 29, 1956.

Public Law 632

CHAPTER 474

June 29, 1956
[H. R. 9852]

AN ACT

To extend the Defense Production Act of 1950, as amended, and for other purposes.

Defense Production
Act of 1950,
amendments.
65 Stat. 144; 64
Stat. 822.
50 U S C app.
2166.

50 U S C app.
2093.

50 U S C app.
2162.

Nickel.

Report to Con-
gress.

50 U S C app.
2062.

Dispersal of in-
dustrial facilities.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first sentence of subsection (a) of section 717 of the Defense Production Act of 1950, as amended, is hereby amended by striking out "June 30, 1956" and inserting in lieu thereof "June 30, 1958".

SEC. 2. Subsection (b) of section 303 of the Defense Production Act of 1950, as amended, is hereby amended by striking out "June 30, 1963" and inserting in lieu thereof "June 30, 1965".

SEC. 3. Section 712 of the Defense Production Act of 1950 is amended by adding at the end thereof the following new subsection:

"(f) The Secretary of Commerce shall make a special investigation and study of the production, allocation, distribution, use of nickel, of its resale as scrap, and of other aspects of the current situation with respect to supply and marketing of nickel, with particular attention to, among other things, the adequacy of the present system of nickel allocation between defense and civilian users. The Secretary of Commerce shall consult with the Joint Committee on Defense Production during the course of such investigation and study with respect to the progress achieved and the results of the investigation and study, and shall make an interim report on the results of the investigation and study on or before August 15, 1956, and shall, on or before December 31, 1956, make a final report on the results of such investigation and study, together with such recommendations as the Secretary of Commerce deems advisable. Such reports shall be made to the Senate (or to the Secretary of the Senate if the Senate is not in session) and to the House of Representatives (or to the Clerk of the House of Representatives if the House is not in session)."

SEC. 4. Section 2 of the Defense Production Act of 1950, as amended, is hereby amended by inserting at the end thereof the following new paragraph:

"In order to insure productive capacity in the event of such an attack on the United States, it is the policy of the Congress to encourage the geographical dispersal of the industrial facilities of the United States in the interest of the national defense, and to discourage the concentration of such productive facilities within limited geographical areas which are vulnerable to attack by an enemy of the United States.

In the construction of any Government-owned industrial facilities, in the rendition of any Government financial assistance for the construction, expansion, or improvement of any industrial facilities, and in the procurement of goods and services, under this or any other Act, each department and agency of the Executive Branch shall apply, under the coordination of the Office of Defense Mobilization, when practicable and consistent with existing law and the desirability for maintaining a sound economy, the principle of the geographical dispersal of such facilities in the interest of national defense. Nothing contained in this paragraph shall preclude the use of existing industrial facilities."

SEC. 5. Effective July 1, 1956, section 712 (e) of the Defense Production Act of 1950, as amended, is amended to read as follows: 50 USC app.
2162.

"(e) The expenses of the committee under this section, which shall not exceed \$65,000 in any fiscal year, shall be paid from the contingent fund of the House of Representatives upon vouchers signed by the Chairman or Vice Chairman."

Approved June 29, 1956.

Public Law 633

CHAPTER 475

AN ACT

June 29, 1956
[S. 2202]

To authorize the Secretary of the Interior to enter into an additional contract with the Yuma County Water Users' Association with respect to payment of construction charges on the Valley division, Yuma reclamation project, Arizona, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior, hereinafter in this Act referred to as the Secretary, is hereby authorized to enter into a contract with the Yuma County Water Users' Association, an Arizona corporation providing for the collection and retention by the association of all construction charge payments made subsequent to the date of such contract under water-right applications on the Valley division of the Yuma reclamation project outstanding on the date of said contract and water-right applications thereafter approved on said division and the release of the association from its guaranty to the United States of all amounts then due or thereafter to become due on said applications in consideration of the assumption by the association of the general repayment obligation defined in section 2 hereof payable to the United States without interest in annual installments not smaller than the aggregate of the payments which, in the opinion of the Secretary, would have become due pursuant to the provisions of said water-right applications.

Yuma County
Water Users' As-
sociation, Ariz.
Contract.

SEC. 2. The general repayment obligation payable under the contract authorized by section 1 of this Act shall be ascertained by the Secretary (a) by adding to \$165,605.46 any operation and maintenance costs incurred on or after January 1, 1955, which are unpaid on the date of the contract, (b) by subtracting from the sum thereof (i) any payments under water-right applications heretofore or hereafter approved by the Secretary on the Valley division which have become due and payable and which have been received beginning with January 1, 1955, and prior to the date of the contract, and (ii) net profits earned on or after January 1, 1955, and prior to June 30 preceding the date of the contract which are determined by the Secretary to be properly allocable to the Valley division, all as provided in section 3 of this Act, and (c) by adjusting the difference between (a) and (b) to reflect an appropriate share, as determined by the Secretary, of any

Basis for repay-
ment.

Southern Pacific
Ry. trestle.

Transfers of
structures.

amount by which the cost to the Government of a certain trestle to be constructed by the Southern Pacific Railway Company across the Yuma Main Canal pursuant to the contract dated April 15, 1912, between it and the United States varies from \$175,306. The Secretary is hereby authorized to transfer to the association, (a) those structures covered by agreement between the United States and the association dated April 1, 1953, and bearing contract numbered 14-06-303-490, as amended March 29, 1955, and a twenty-four-stall garage in the vicinity of said structures in consideration of the cash payment or addition to the said general repayment obligation of the net book cost of \$15,000 less the aggregate of payments made by the association to the United States prior to the date of such transfer under said agreement and under agreement between the United States and the association dated November 6, 1952, and bearing contract numbered 14-06-303-79; and (b) the buildings located at 105, 115, and 121 North Fifth Avenue, respectively, and at 460 First Street, within the exterior boundaries of the city of Yuma, Arizona, in consideration of the cash payment or addition to said general repayment obligation of the further sum of \$3,756.87: *Provided*, That such transfers shall not include title to the lands on which any such structures or buildings are located.

Crediting of
profits.

SEC. 3. The net profits to be deducted pursuant to section 2 hereof shall constitute the portion determined by the Secretary to be allocable to said Valley Division of such profits derived to and including the June 30 immediately preceding the date of said contract from the following: leases, permits, and other arrangements for use of project lands and other project property within the division, the sale or use of townsites within the division, the sale of small tracts within the division pursuant to the Act of March 31, 1950 (64 Stat. 39, 43 U. S. C., secs. 375b-375f), and the furnishing of water or water service to other than water-right applicants from the irrigation works of the division. The contract authorized by section 1 hereof may also provide that for each subsequent fiscal year that portion of the net profits derived from the above-mentioned sources as well as the net profits from the Siphon Drop Powerplant after reserves for replacements, and/or depreciation and/or other appropriate purposes determined by the Secretary to be allocable to the division shall be credited annually, first on account of general repayment installments under said contract to become payable for the calendar year next following such fiscal year and second on account of operation and maintenance charges to become payable by the association to the United States for such calendar year, including but not limited to advance payments by the association for operation and maintenance of Siphon Drop Powerplant and payments for any rehabilitation work undertaken by the United States on behalf of the division. There is authorized to be transferred and deposited from time to time to the credit of the operation and maintenance appropriation for the Bureau of Reclamation from project revenues deposited in the reclamation fund amounts equal to the credits so applied on account of operation and maintenance charges payable by the association to the United States. The amounts thus credited to the operation and maintenance appropriation may be expended for the same objects and in the same manner as sums advanced by the association for the operation and maintenance of works retained by the United States: *Provided*, That if the Secretary determines that the portion of such net profits allocable to the division and available for such credit during any calendar year exceeds the aggregate of the general repayment installment, if any, and the operation and maintenance charge payable by the association to the United States, he may pay the amount of such excess to the association from the reclamation fund.

Approved June 29, 1956.

Public Law 634

CHAPTER 476

AN ACT

To establish an educational assistance program for children of servicemen who died as a result of a disability or disease incurred in line of duty during World War I, World War II, or the Korean conflict.

June 29, 1956
[H. R. 9824]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "War Orphans' Educational Assistance Act of 1956".

War Orphans'
Educational As-
sistance Act of
1956.

TITLE I—STATEMENT OF POLICY; DEFINITIONS

STATEMENT OF POLICY

SEC. 101. The Congress hereby declares that the educational program established by this Act is for the purpose of providing opportunities for education to children whose education would otherwise be impeded or interrupted by reason of the death of a parent from a disease or injury incurred or aggravated in the Armed Forces during World War I, World War II, or the Korean conflict, and for the purpose of aiding such children in attaining the educational status which they might normally have aspired to and obtained but for the death of such parent.

DEFINITIONS

SEC. 102. (a) For the purposes of this Act—

(1) The term "World War I" means the period beginning on April 6, 1917, and ending on November 11, 1918.

(2) The term "World War II" means the period beginning on December 7, 1941, and ending on December 31, 1946.

(3) The term "Korean conflict" means the period beginning on June 27, 1950, and ending on January 31, 1955.

(4) The term "eligible person" means a child of a person who died of a disease or injury incurred or aggravated in line of duty in the active service in the Armed Forces during World War I, World War II, or the Korean conflict, but only if such service did not terminate under dishonorable conditions. The standards and criteria for determining incurrence or aggravation of a disease or injury in line of duty shall be those applicable under disability compensation laws administered by the Veterans' Administration.

(5) The term "child" means a legitimate or legally adopted child, a stepchild if he was a member of the household of the parent from whom eligibility is derived, or an illegitimate child if it is shown by evidence satisfactory to the Administrator that the person from whom eligibility is derived was the parent.

(6) The term "Armed Forces" means the Army, Navy, Air Force, Marine Corps, and Coast Guard of the United States.

(7) The term "duty with the Armed Forces" as used in section 203 means (A) full-time duty in the active military or naval service, other than for training purposes, (B) full-time active duty for training for a period of six or more consecutive months by a member of a reserve component (including the National Guard), or (C) active duty for training required by section 262 (c) (1) of the Armed Forces Reserve Act of 1952.

(8) The term "parent or guardian" means a father, a mother, a father through adoption, a mother through adoption, a fiduciary legally appointed by a court of competent jurisdiction, or any person who is determined by the Administrator in accordance with section 21 of the World War Veterans' Act, 1924, as amended (38 U. S. C.,

69 Stat. 600.
50 USC 1013.

49 Stat. 607.

sec. 450), to be otherwise legally vested with the care of the eligible person.

(9) The term "program of education" means any curriculum or any combination of unit courses or subjects pursued at an educational institution which is generally accepted as necessary to fulfill the requirements for the attainment of a predetermined and identified educational, professional, or vocational objective.

(10) The term "educational institution" means any public or private secondary school, vocational school, business school, junior college, teachers' college, college, normal school, professional school, university, or scientific or technical institution, or any other institution if it furnishes education at the secondary school level or above.

(11) The term "State" means each of the several States, Territories, and possessions of the United States, the District of Columbia, and the Commonwealth of Puerto Rico.

(12) The term "Administrator" means the Administrator of Veterans' Affairs.

(13) The term "special restorative training" means training furnished under title IV.

(b) If an eligible person has attained his majority and is under no known legal disability, all references in this Act to "parent or guardian" shall refer to the eligible person himself.

(c) Any provision of this Act which requires any action to be taken by or with respect to the parent or guardian of an eligible person who has not attained his majority, or who, having attained his majority, is under a legal disability, shall not apply when the Administrator determines that its application would not be in the best interest of the eligible person, would result in undue delay, or would not be administratively feasible. In such a case the Administrator, where necessary to protect the interest of the eligible person, may designate some other person (who may be the eligible person himself) as the person by or with respect to whom the action so required should be taken.

TITLE II—ELIGIBILITY AND ENTITLEMENT

ELIGIBILITY AND ENTITLEMENT GENERALLY

SEC. 201. Each eligible person shall, subject to the provisions of this Act, be entitled to receive educational assistance.

DURATION OF EDUCATIONAL ASSISTANCE

SEC. 202. (a) Each eligible person shall be entitled to educational assistance under this Act for a period not in excess of thirty-six months (or to the equivalent thereof in part-time training).

(b) The period of entitlement of an eligible person under this Act shall be reduced by a period equivalent to any period of education or training received by him under title II of the Veterans' Readjustment Assistance Act of 1952 or of vocational rehabilitation training received by him under Public Law 894, Eighty-first Congress.

(c) The period of entitlement of an eligible veteran under title II of the Veterans' Readjustment Assistance Act of 1952 shall be reduced by an amount equivalent to any period of educational assistance received by him under this Act.

(d) If an eligible person is entitled to educational assistance under this Act and also to vocational rehabilitation under Public Law 894, Eighty-first Congress, he must elect whether he will receive educational assistance or vocational rehabilitation. If an eligible person is entitled to educational assistance under this Act and is not entitled to

66 Stat. 663; 64
Stat. 1121.
38 U S C 911,
701a.

such vocational rehabilitation, but after beginning his program of education or special restorative training becomes entitled (as determined by the Administrator) to such vocational rehabilitation, he must elect whether to continue to receive educational assistance or whether to receive such vocational rehabilitation. If he elects to receive vocational rehabilitation, the program of education or special restorative training pursued under this Act shall be utilized to the fullest extent practicable in determining the character and duration of vocational rehabilitation to be furnished him.

PERIODS OF ELIGIBILITY

SEC. 203. (a) The educational assistance to which an eligible person is entitled under section 202 may be afforded him during the period beginning on his eighteenth birthday, or on the successful completion of his secondary schooling, whichever first occurs, and ending on his twenty-third birthday, except that—

(1) if he is above the age of compulsory school attendance under applicable State law, and the Administrator determines that his best interests will be served thereby, such period may begin before his eighteenth birthday;

(2) if he has not reached his twenty-third birthday on the effective date of this Act and—

(A) he has reached his eighteenth birthday on such effective date, or

(B) he serves on duty with the Armed Forces as an eligible person before his twenty-third birthday and on or after such effective date, or

(C) the death of the parent from whom eligibility was derived occurs after such effective date and after his eighteenth birthday but before his twenty-third birthday—

then such period shall end five years after such effective date, his first discharge or release after such effective date from duty with the Armed Forces if such duty began before his twenty-third birthday, or the death of such parent, whichever occurs last, except that in no event shall such period be extended beyond his thirty-first birthday by reason of this paragraph; and

(3) (A) if he is enrolled in an educational institution regularly operated on a quarter or semester system and such period ends during the last half of a quarter or semester, such period shall be extended to the end of the quarter or semester; or

(B) if he is enrolled in an educational institution operated other than on a quarter or semester basis and such period ends during the last half of the course, such period shall be extended to the end of the course, or until nine weeks have expired, whichever first occurs.

(b) No eligible person may be afforded educational assistance under this Act unless he was discharged or released after each period he was on duty with the Armed Forces under conditions other than dishonorable, or while he is on duty with the Armed Forces. Honorably discharged.

APPLICATION

SEC. 204. The parent or guardian of a person for whom educational assistance is sought under this Act shall submit an application to the Administrator which shall be in such form and contain such information as the Administrator shall prescribe. If the Administrator finds that the person on whose behalf the application is submitted is

an eligible person, he shall approve the application provisionally. The Administrator shall notify the parent or guardian of his provisional approval, or of his disapproval of the application.

PROCESSING OF APPLICATIONS

SEC. 205. (a) Further processing of an application for educational assistance and the award of such assistance shall be pursuant to the requirements of title III, unless the parent or guardian requests special restorative training for the eligible person, in which case the application will be processed under title IV.

(b) If the request for special restorative training is approved, educational assistance will be afforded pursuant to the terms of title IV. If the request for special restorative training is disapproved, or if approved the restorative training is completed or discontinued, any educational assistance subsequently afforded will be in accordance with title III.

TITLE III—PROGRAM OF EDUCATION

DEVELOPMENT OF EDUCATIONAL PLAN

SEC. 301. Upon provisional approval of an application for educational assistance, the Administrator shall arrange for, and the eligible person shall take advantage of, educational or vocational counseling to assist the parent or guardian and the eligible person in selecting his educational, vocational, or professional objective and in developing his program of education. During, or subsequent to, such counseling, the parent or guardian shall prepare for the eligible person an educational plan which shall set forth the selected objective, the proposed program of education, a list of the educational institutions at which such program would be pursued, an estimate of the sum which would be required for tuition and fees in completion of such program, and such other information as the Administrator shall require. This educational plan shall be signed by the parent or guardian and shall become an integral part of the application for educational assistance under this Act.

FINAL APPROVAL OF APPLICATION

SEC. 302. The Administrator shall finally approve an application if he finds (1) that section 301 has been complied with, (2) that the proposed program of education constitutes a "program of education" as that term is defined in this Act, (3) that the eligible person is not already qualified, by reason of previous education or training, for the educational, professional, or vocational objective for which the courses of the program of education are offered, and (4) that it does not appear that the pursuit of such program would violate any provision of this Act.

CHANGE OF PROGRAM

SEC. 303. An eligible person, with the concurrence of his parent or guardian, may request changes in his program. The Administrator shall approve an initial change of program, and may approve not more than one additional change, if he finds that—

(1) the program of education which the eligible person proposes to pursue is suitable to his aptitudes, interests, and abilities; and

(2) in any instance where the eligible person has interrupted, or failed to progress in, his program due to his own misconduct,

his own neglect, or his own lack of application, there exists a reasonable likelihood with respect to the program which the eligible person proposes to pursue that there will not be a recurrence of such an interruption or failure to progress.

DISAPPROVAL OF ENROLLMENT IN CERTAIN COURSES

SEC. 304. (a) (1) The Administrator shall not approve the enrollment of an eligible person in any bartending course, dancing course, or personality development course.

(2) The Administrator shall not approve the enrollment of an eligible person—

(1) in any photography course or entertainment course, or

(2) in any music course—instrumental or vocal—public speaking course, or course in sports or athletics such as horseback riding, swimming, fishing, skiing, golf, baseball, tennis, bowling, sports officiating, or other sport or athletic courses, except courses of applied music, physical education, or public speaking which are offered by institutions of higher learning for credit as an integral part of a program leading to an educational objective, or

(3) in any other type of course which the Administrator finds to be avocational or recreational in character; unless the eligible person submits justification showing that the course will be of bona fide use in the pursuit of his present or contemplated business or occupation.

(b) The Administrator shall not approve the enrollment of an eligible person in any course of flight training other than one given by an educational institution of higher learning for credit toward a standard college degree the eligible person is seeking.

(c) The Administrator shall not approve the enrollment of an eligible person in any course of apprentice or other training on the job, any course of institutional on-farm training, any course to be pursued by correspondence, television, or radio, or any course to be pursued at an educational institution not located in a State.

(d) The Administrator shall not approve the enrollment of an eligible person in any course which is to be pursued as a part of his regular secondary school education, but this subsection shall not prevent the enrollment of an eligible person in a course to be pursued below the college level if the Administrator finds that such person has ended his secondary school education (by completion or otherwise) and that such course is a specialized vocational course pursued for the purpose of qualifying in a bona fide vocational objective.

DISCONTINUANCE FOR UNSATISFACTORY PROGRESS

SEC. 305. The Administrator shall discontinue the educational assistance allowance on behalf of an eligible person if, at any time, the Administrator finds that according to the regularly prescribed standards and practices of the educational institution he is attending, his conduct or progress is unsatisfactory. The Administrator may renew the payment of the educational assistance allowance only if he finds that—

(1) the cause of the unsatisfactory conduct or progress of the eligible person has been removed, and

(2) the program which the eligible person now proposes to pursue (whether the same or revised) is suitable to his aptitudes, interests, and abilities.

PERIOD OF OPERATION FOR APPROVAL

SEC. 306. (a) The Administrator shall not approve the enrollment of an eligible person in any course offered by an educational institution when such course has been in operation for less than two years.

(b) Subsection (a) shall not apply to—

(1) any course to be pursued in a public or other tax-supported educational institution;

(2) any course which is offered by an educational institution which has been in operation for more than two years, if such course is similar in character to the instruction previously given by such institution; or

(3) any course which has been offered by an institution for a period of more than two years, notwithstanding the institution has moved to another location within the same general locality.

INSTITUTIONS LISTED BY ATTORNEY GENERAL

SEC. 307. The Administrator shall not approve the enrollment of, or payment of an educational assistance allowance to, any eligible person in any course in an educational institution while it is listed by the Attorney General under section 3 of part III of Executive Order 9835, as amended.

5 USC 631 note.

EDUCATIONAL ASSISTANCE ALLOWANCE

SEC. 308. (a) The Administrator shall pay to the parent or guardian of each eligible person who is pursuing a program of education under this Act, and who applies therefor on behalf of such eligible person, an educational assistance allowance to meet, in part, the expenses of the eligible person's subsistence, tuition, fees, supplies, books, equipment, and other educational costs.

(b) The educational assistance allowance on behalf of an eligible person shall be paid, as provided in section 309, only for the period of his enrollment as approved by the Administrator, but no allowance shall be paid—

(1) on behalf of any person enrolled in a course which leads to a standard college degree for any period when such person is not pursuing his course in accordance with the regularly established policies and regulations of the educational institution and the requirements of this Act, or

(2) on behalf of any person enrolled in a course which does not lead to a standard college degree for any day of absence in excess of thirty days in a twelve-month period, not counting as absences weekends or legal holidays established by Federal or State law during which the institution is not regularly in session.

(c) No educational assistance allowance shall be paid on behalf of an eligible person for any period until the Administrator shall have received—

(1) from the eligible person (A) in the case of an eligible person enrolled in a course which leads to a standard college degree, a certification that he was actually enrolled in and pursuing the course as approved by the Administrator, or (B) in the case of an eligible person enrolled in a course which does not lead to a standard college degree, a certification as to actual attendance during such period, and

(2) from the educational institution a certification, or an endorsement on the eligible person's certificate, that he was enrolled in and pursuing a course of education during such period.

Educational assistance allowances shall, insofar as practicable, be paid within twenty days after receipt by the Administrator of the certifications required by this subsection.

COMPUTATION OF EDUCATIONAL ASSISTANCE ALLOWANCE

SEC. 309. (a) The educational assistance allowance on behalf of an eligible person who is pursuing a program of education consisting of institutional courses shall be computed at the rate of (1) \$110 per month if pursued on a full-time basis, (2) \$80 per month if pursued on a three-quarters time basis, and (3) \$50 per month if pursued on a half-time basis.

(b) The educational assistance allowance to be paid on behalf of an eligible person who is pursuing a full-time program of education which consists of institutional courses and alternate phases of training in a business or industrial establishment with the training in the business or industrial establishment being strictly supplemental to the institutional portion, shall be computed at the rate of \$90 per month.

(c) No educational assistance allowance shall be paid on behalf of an eligible person for any period during which he is enrolled in and pursuing an institutional course on a less than half-time basis, or any course described in subsection (b) on a less than full-time basis.

MEASUREMENT OF COURSES

SEC. 310. (a) For the purposes of this Act, (1) an institutional trade or technical course offered on a clock-hour basis below the college level involving shop practice as an integral part thereof, shall be considered a full-time course when a minimum of thirty hours per week of attendance is required with no more than two and one-half hours of rest periods per week allowed, (2) an institutional course offered on a clock-hour basis below the college level in which theoretical or classroom instruction predominates shall be considered a full-time course when a minimum of twenty-five hours per week net of instruction is required, and (3) an institutional undergraduate course offered by a college or university on a quarter or semester hour basis for which credit is granted toward a standard college degree shall be considered a full-time course when a minimum of fourteen semester hours or its equivalent is required.

(b) The Administrator shall define part-time training in the case of the types of courses referred to in subsection (a), and shall define full-time and part-time training in the cases of all other types of courses pursued under this Act.

OVERCHARGES BY EDUCATIONAL INSTITUTIONS

SEC. 311. (a) If the Administrator finds that an educational institution has charged or received from any eligible person any amount in excess of the charges for tuition and fees which such institution requires similarly circumstanced students, not receiving educational assistance under this Act, who are enrolled in the same course to pay, he may disapprove such educational institution for the enrollment of any eligible person not already enrolled therein under this Act and any eligible veteran not already enrolled therein under the Veterans' Readjustment Assistance Act of 1952.

(b) Any educational institution which has been disapproved under section 234 of the Veterans' Readjustment Assistance Act of 1952 shall be deemed to be disapproved for the enrollment under this Act of any eligible person not already enrolled therein.

66 Stat. 663.
38 USC 901 note.

38 USC 944.

APPROVAL OF COURSES

SEC. 312. (a) An eligible person shall receive the benefits of this title while enrolled in a course of education offered by an educational institution only if such course is approved in accordance with the provisions of this section.

66 Stat. 675.
38 USC 963, 964,
966.

(b) Any course offered by an educational institution (as defined in this Act) shall be considered approved for the purposes of this title if it is approved under either section 253 or section 254 of the Veterans' Readjustment Assistance Act of 1952 prior to the date for the expiration of all education and training thereunder, and has not been disapproved under the provisions of section 256 of that Act.

38 USC 901 note.

(c) Subsequent to the date for the expiration of all education and training under the Veterans' Readjustment Assistance Act of 1952, the Administrator shall be responsible for the approval of any additional courses for the purposes of this title. In approving such a course, the criteria of section 253 and section 254 of that Act, as now or as hereafter amended, shall be applicable to approvals under this subsection and the Administrator may utilize the services of State educational agencies in connection therewith.

38 USC 963, 964.

DISCONTINUANCE OF ALLOWANCES

SEC. 313. The Administrator may discontinue the educational assistance allowance of any eligible person if he finds that the course of education in which the eligible person is enrolled fails to meet any of the requirements of this Act or any of the standards and criteria of section 253 or 254 of the Veterans' Readjustment Assistance Act of 1952 or if he finds that the educational institution offering such course has violated any provision of this Act or fails to meet any of its requirements.

38 USC 963, 964.

TITLE IV—SPECIAL RESTORATIVE TRAINING

PURPOSE

SEC. 401. The purpose of special restorative training is to overcome, or lessen, the effects of a manifest physical or mental disability which would handicap an eligible person in the pursuit of a program of education.

ENTITLEMENT TO SPECIAL RESTORATIVE TRAINING

SEC. 402. (a) The Administrator at the request of the parent or guardian of an eligible person is authorized—

(1) to determine whether such person is in need of special restorative training; and

(2) where need is found to exist, to prescribe a course which is suitable to accomplish the purposes of this title.

Such a course, at the discretion of the Administrator, may contain elements that would contribute toward an ultimate objective of a program of education.

(b) In no event shall the total period of educational assistance under this title and other titles of this Act exceed the amount of entitlement as established in section 202, and the provisions of section 203 shall be applicable.

SPECIAL TRAINING ALLOWANCE

SEC. 403. (a) While the eligible person is enrolled in and pursuing a full-time course of special restorative training, the parent or guardian shall be entitled to receive on his behalf a special training allowance computed at the basic rate of \$110 per month. If the charges for tuition and fees applicable to any such course are in excess of \$35 per calendar month the basic monthly allowance may be increased by the amount that such charges exceed \$35 a month, upon election by the parent or guardian of the eligible person to have such person's period of entitlement reduced by one day for each \$3.60 that the special training allowance paid exceeds the basic monthly allowance.

(b) No payments of a special training allowance shall be made for the same period for which the payment of an educational assistance allowance is made or for any period during which the training is pursued on less than a full-time basis.

(c) Full-time training for the purpose of this section shall be determined by the Administrator with respect to the capacities of the individual trainee.

SPECIAL ADMINISTRATIVE PROVISIONS

SEC. 404. (a) In carrying out his responsibilities under this title the Administrator may by agreement arrange with public or private educational institutions or others to provide training arrangements as may be suitable and necessary to accomplish the purposes of this title. In any instance where the Administrator finds that a customary tuition charge is not applicable, he may agree on the fair and reasonable amounts which may be charged the parent or guardian for the training provided to an eligible person.

(b) The Administrator shall make such rules and regulations as he may deem necessary in order to promote good conduct on the part of the persons who are following courses of special restorative training and to otherwise carry out the purpose of this Act.

TITLE V—MISCELLANEOUS PROVISIONS

AUTHORITY AND DUTIES OF ADMINISTRATOR

SEC. 501. (a) The Administrator is authorized to prescribe, promulgate, and publish such rules and regulations as are consistent with the provisions of this Act and necessary to carry out its purposes. Notwithstanding the provisions of section 11 of the Act of October 17, 1940, as amended (54 Stat. 1193), payments under this Act shall be subject to audit and review by the General Accounting Office, as provided by the Budget and Accounting Act of 1921, as amended, and the Budget and Accounting Procedures Act of 1950.

(b) The Administrator is authorized to accept uncompensated services and to enter into contracts or agreements with private or public agencies, or persons, for necessary services, incident to the administration of this Act, including personal services, as he may deem practicable.

(c) The Administrator is authorized to provide the educational and vocational counseling required under section 301, and may provide or require additional counseling if he deems it to be necessary to accomplish the purposes of this Act. Where educational or vocational counseling is required pursuant to this Act, the Administrator is authorized, in his discretion, to defray or reimburse the parent or guardian for the necessary traveling expenses of the eligible person to and from the place of counseling.

54 Stat. 1197.
38 USC 11a-2.

42 Stat. 20.
31 USC 1.
64 Stat. 832.
31 USC 2 note.

66 Stat. 679.
38 USC 972.

(d) The Administrator may advise and consult with the Advisory Committee established pursuant to section 262 of the Veterans' Readjustment Assistance Act of 1952, with respect to the administration of this Act.

(e) In carrying out his functions under this Act, the Administrator may utilize the facilities and services of any other Federal department or agency. Any such utilization shall be pursuant to proper agreement with the Federal department or agency concerned; and payment to cover the cost thereof shall be made either in advance or by way of reimbursement, as may be provided in such agreement.

NONDUPLICATION OF BENEFITS

SEC. 502. (a) The commencement of a program of education or special restorative training under this Act shall be a bar to subsequent payments of compensation or pension under any law administered by the Veterans' Administration based on the death of a parent to an eligible person over the age of eighteen by reason of pursuing a course in an educational institution, or of increased rates, or additional amounts, of compensation or pension under any law administered by the Veterans' Administration because of such a person.

(b) No educational assistance allowance or special training allowance shall be paid on behalf of any eligible person under this Act for any period during which such person is enrolled in and pursuing a course of education or training paid for by the United States under any provision of law other than this Act, where the payment of an allowance would constitute a duplication of benefits paid from the Federal Treasury to the eligible person or to his parent or guardian in his behalf.

CONTROL BY AGENCIES OF UNITED STATES

SEC. 503. No department, agency, or officer of the United States, in carrying out this Act, shall exercise any supervision or control, whatsoever, over any State approving agency, or State educational agency, or any educational institution; however, nothing in this section shall be deemed to prevent any department, agency, or officer of the United States from exercising any supervision or control which such department, agency, or officer is authorized, by existing provisions of law, to exercise over any Federal educational institution or to prevent the furnishing of education under this Act in any institution over which supervision or control is exercised by such other department, agency, or officer under authority of existing provisions of law.

CONFLICTING INTERESTS

SEC. 504. (a) Every officer or employee of the Veterans' Administration who has, while such an officer or employee, owned any interest in, or received any wages, salary, dividends, profits, gratuities, or services from, any educational institution operated for profit in which an eligible person was pursuing a course of education under this Act shall be immediately dismissed from his office or employment.

(b) The Administrator may, after reasonable notice and public hearings, waive in writing the application of this section in the case of any officer or employee of the Veterans' Administration, if he finds that no detriment will result to the United States or to eligible persons by reason of such interest or connection of such officer or employee.

REPORTS BY INSTITUTIONS

SEC. 505. (a) Educational institutions shall, without delay, report to the Administrator in the form prescribed by him, the enrollment, interruption, and termination of the education of each eligible person enrolled therein under this Act.

(b) The Administrator shall pay to each educational institution which is required to submit reports and certifications to the Administrator under this Act, an allowance at the rate of \$1 per month for each eligible person enrolled in and attending such institution under the provisions of this Act to assist the educational institution in defraying the expense of preparing and submitting such reports and certifications. Such allowances shall be paid in such manner and at such times as may be prescribed by the Administrator, except that in the event any institution fails to submit reports or certifications to the Administrator as required by this Act, no allowance shall be paid to such institution for the month or months during which such reports or certifications were not submitted as required by the Administrator.

OVERPAYMENTS TO ELIGIBLE PERSONS

SEC. 506. If the Administrator finds that an overpayment has been made to an eligible person as the result of (1) the willful or negligent failure of an educational institution to report, as required by this Act and applicable regulations, to the Veterans' Administration excessive absences from a course, or discontinuance or interruption of a course by the eligible person or (2) false certification by an educational institution, the amount of such overpayment shall constitute a liability of such institution, and may be recovered in the same manner as any other debt due the United States. Any amount so collected shall be reimbursed if the overpayment is recovered from the eligible person. This section shall not preclude the imposition of any civil or criminal action under this or any other Act.

EXAMINATION OF RECORDS

SEC. 507. The records and accounts of educational institutions pertaining to eligible persons who received education under this Act shall be available for examination by duly authorized representatives of the Government.

FALSE OR MISLEADING STATEMENTS

SEC. 508. The Administrator shall not make any payments under this Act to any person found by him to have willfully submitted any false or misleading claims. Whenever the Administrator finds that an educational institution has willfully submitted a false or misleading claim, or that a person with the complicity of an educational institution, has submitted such a claim, he shall make a complete report of the facts of the case to the appropriate State approving agency and where deemed advisable to the Attorney General of the United States for appropriate action.

CRIMINAL PENALTIES

SEC. 509. Whoever knowingly and willfully—

(1) makes or presents any false, fictitious, or fraudulent affidavit, declaration, certificate, voucher, endorsement, or paper or

writing purporting to be such, concerning any claim for payment under this Act, or pertaining to any matter arising under this Act,

(2) makes or presents any paper required under this Act on which paper a date other than the date upon which it was actually signed or acknowledged by the claimant has been willfully inserted,

(3) certifies falsely that the declarant, affiant, or witness named in such affidavit, declaration, voucher, endorsement, or other paper or writing personally appeared before him and was sworn thereto, or acknowledged the execution thereof, or

(4) accepts and converts to his own use payments for any period during which he was not actually pursuing a course of education under this Act for which period payment was made, shall be fined not more than \$5,000 or imprisoned not more than three years, or both.

APPLICATION OF OTHER LAWS

38 USC 450 note. SEC. 510. The provisions of Public Law Numbered 262, Seventy-fourth Congress, approved August 12, 1935 (49 Stat. 607), as amended, the provisions of section 15 of Public Law Numbered 2, Seventy-third Congress, as amended, the provisions of paragraph V, part I, Veterans Regulation Numbered 2 (a), as amended, and the provisions of titles II and III of Public Law Numbered 844, Seventy-fourth Congress, approved June 29, 1936, as amended, shall be for application under this Act.

48 Stat. 11.
38 USC 715.
38 USC ch. 12A.
49 Stat. 2031.
38 USC 101-104,
619 note, 131-133.

WAIVER OF RECOVERY OF OVERPAYMENTS

SEC. 511. There shall be no recovery of payments of educational assistance allowance made under this Act from any person who, in the judgment of the Administrator, is without fault on his part and where, in the judgment of the Administrator, such recovery would defeat the purpose of benefits otherwise authorized or would be against equity and good conscience. No disbursing officer or certifying officer shall be held liable for any amount paid to any person where the recovery of such amount is waived under this section.

EFFECTIVE DATE

SEC. 512. This Act shall take effect on the date of its enactment, but no educational assistance allowance shall be paid for any period before the first day of the first month which begins more than ninety days after the date of the enactment of this Act.

APPROPRIATIONS

SEC. 513. The appropriations for the Veterans' Administration under the headings "General Operating Expenses" and "Readjustment Benefits" are hereby made available for expenditures necessary to carry out the provisions of this Act and there is hereby authorized to be appropriated such additional amounts as may be necessary to accomplish the purposes of this Act.

Approved June 29, 1956.

Public Law 635

CHAPTER 477

AN ACT

Making appropriations for the Departments of Labor, and Health, Education, and Welfare, and related agencies, for the fiscal year ending June 30, 1957, and for other purposes.

June 29, 1956
[H. R. 9720]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Departments of Labor, and Health, Education, and Welfare, and related agencies, for the fiscal year ending June 30, 1957, namely:

Departments of
Labor, and Health,
Education, and
Welfare Appropria-
tion Act, 1957.

TITLE I—DEPARTMENT OF LABOR

OFFICE OF THE SECRETARY

Salaries and expenses: For expenses necessary for the Office of the Secretary of Labor (hereafter in this title referred to as the Secretary), including the conduct of a program of promoting employment of the older worker, and including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); teletype news service; payment in advance when authorized by the Secretary for dues or fees for library membership in organizations whose publications are available to members only or to members at a price lower than to the general public; and not to exceed \$4,000 for the purchase of one passenger motor vehicle for replacement only; \$1,751,000, of which not more than \$154,490 shall be for international labor affairs.

60 Stat. 810.

OFFICE OF THE SOLICITOR

Salaries and expenses: For expenses necessary for the Office of the Solicitor, \$2,021,000.

BUREAU OF LABOR STANDARDS

Salaries and expenses: For expenses necessary for the promotion of industrial safety, employment stabilization, and amicable industrial relations for labor and industry; performance of safety functions of the Secretary under the Federal Employees' Compensation Act, as amended (5 U. S. C. 784 (c)); performance of the functions vested in the Secretary by title I of the Labor-Management Relations Act, 1947 (29 U. S. C. 159 (f) and (g)); not to exceed \$53,400 for improving the conditions of migratory labor; and not less than \$155,900 for the work of the President's Committee on National Employ the Physically Handicapped Week, as authorized by the Act of July 11, 1949 (63 Stat. 409), and provided further that no part of the appropriation for the President's Committee shall be subject to reduction or transfer to any other department or agency under the provisions of any existing law; including purchase of reports and of material for informational exhibits and expenses of attendance of cooperating officials and consultants at conferences concerned with the work of the Bureau of Labor Standards; \$911,500.

63 Stat. 865.

61 Stat. 136.

BUREAU OF VETERANS' REEMPLOYMENT RIGHTS

Salaries and expenses: For expenses necessary to render assistance in connection with the exercise of reemployment rights under section 8 of the Selective Training and Service Act of 1940, as amended (50 U. S. C. App. 308), the Service Extension Act of 1941, as amended

54 Stat. 890.

55 Stat. 626, (50 U. S. C. App. 351), the Army Reserve and Retired Personnel Service Law of 1940, as amended (50 U. S. C. App. 401), and section 54 Stat. 858, 9 of the Universal Military Training and Service Act (50 U. S. C. Stat. 86, App. 459), and the Reserve Forces Act of 1955 (69 Stat. 598), 50 USC 925 note. \$383,000.

BUREAU OF APPRENTICESHIP

Salaries and expenses: For expenses necessary to enable the Secretary to conduct a program of encouraging apprentice training as authorized by the Act of August 16, 1937 (29 U. S. C. 50), \$3,399,000.

50 Stat. 664.

BUREAU OF EMPLOYMENT SECURITY

Salaries and expenses: For expenses necessary for the general administration of the employment service and unemployment compensation programs, including temporary employment of persons, without regard to the civil-service laws, for the farm placement migratory labor program; and not to exceed \$10,000 for services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); \$5,558,000, of which \$1,052,000 shall be for carrying into effect the provisions of title IV (except section 602) of the Servicemen's Readjustment Act of 1944.

60 Stat. 810.

58 Stat. 293,
38 USC 695-695f.

Grants to States for unemployment compensation and employment service administration: For grants in accordance with the provisions of the Act of June 6, 1933, as amended (29 U. S. C. 49-49n), for carrying into effect section 602 of the Servicemen's Readjustment Act of 1944, for grants to the States as authorized in title III of the Social Security Act, as amended (42 U. S. C. 501-503), including, upon the request of any State, the purchase of equipment, and the payment of rental for space made available to such State in lieu of grants for such purpose, for necessary expenses including purchasing and installing of air-conditioning equipment in connection with the operation of employment office facilities and services in the District of Columbia, and for expenses not otherwise provided for, necessary for carrying out title IV of the Veterans' Readjustment Assistance Act of 1952 (66 Stat. 684) and title XV of the Social Security Act, as amended (68 Stat. 1130), \$250,000,000, of which \$12,000,000 shall be available only to the extent that the Secretary finds necessary to meet increased costs of administration resulting from changes in a State law or increases in the numbers of claims filed and claims paid or increased salary costs resulting from changes in State salary compensation plans embracing employees of the State generally over those upon which the State's basic grant (or the allocation for the District of Columbia) was based, which increased costs of administration cannot be provided for by normal budgetary adjustments: *Provided*, That notwithstanding any provision to the contrary in section 302 (a) of the Social Security Act, as amended, the Secretary of Labor shall from time to time certify to the Secretary of the Treasury for payment to each State found to be in compliance with the requirements of the Act of June 6, 1933, and, except in the case of Puerto Rico and the Virgin Islands, with the provisions of section 303 of the Social Security Act, as amended, such amounts as he determines to be necessary for the proper and efficient administration of its unemployment compensation law and of its public employment offices: *Provided further*, That such amounts as may be agreed upon by the Department of Labor and the Post Office Department shall be used for the payment, in such manner as said parties may jointly determine, of postage for the transmission of official mail matter in connection with the administration of unem-

48 Stat. 113.

38 USC 695b,
49 Stat. 626.

38 USC 991-999,
42 USC 1361-1370.

42 USC 502.

42 USC 503.

ployment compensation systems and employment services by States receiving grants herefrom.

In carrying out the provisions of said Act of June 6, 1933, the provisions of section 303 (a) (1) of the Social Security Act, as amended, relating to the establishment and maintenance of personnel standards on the merit basis, shall apply.

42 USC 503.

None of the funds appropriated by this title to the Bureau of Employment Security for grants-in-aid of State agencies to cover, in whole or in part, the cost of operation of said agencies including the salaries and expenses of officers and employees of said agencies, shall be withheld from the said agencies of any States which have established by legislative enactment and have in operation a merit system and classification and compensation plan covering the selection, tenure in office, and compensation of their employees, because of any disapproval of their personnel or the manner of their selection by the agencies of the said States, or the rates of pay of said officers or employees.

Grants to States, next succeeding fiscal year: For making, after May 31 of the current fiscal year, payments to States under title III of the Social Security Act, as amended, and under the Act of June 6, 1933, as amended, for the first quarter of the next succeeding fiscal year, such sums as may be necessary, the obligations incurred and the expenditures made thereunder for payments under such title and under such Act of June 6, 1933, to be charged to the appropriation therefor for that fiscal year.

49 Stat. 626.
42 USC 501-503.
48 Stat. 113.
29 USC 49-49n.

Unemployment compensation for veterans: For payments to unemployed veterans as authorized by title IV of the Veterans' Readjustment Assistance Act of 1952, \$70,000,000.

66 Stat. 684.
38 USC 991-999.

Unemployment compensation for veterans, next succeeding fiscal year: For making, after May 31 of the current fiscal year, payments to States, as authorized by title IV of the Veterans' Readjustment Assistance Act of 1952, such sums as may be necessary to pay benefits for the first quarter of the next succeeding fiscal year, and the obligations and expenditures thereunder shall be charged to the appropriation therefor for that fiscal year.

Unemployment compensation for Federal employees: For payments to unemployed Federal employees, either directly or through payments to States, as authorized by title XV of the Social Security Act, as amended, \$25,000,000, to remain available until expended.

68 Stat. 1130.
42 USC 1361-1370.

Unemployment compensation for Federal employees, next succeeding fiscal year: For making, after May 31 of the current fiscal year, payments to States, as authorized by title XV of the Social Security Act, as amended, such amounts as may be required for payment to unemployed Federal employees for the first quarter of the next succeeding fiscal year, and the obligations and expenditures thereunder shall be charged to the appropriation therefor for that fiscal year.

Salaries and expenses, Mexican farm labor program: For expenses, not otherwise provided for, necessary to carry out the functions of the Department of Labor under the Act of July 12, 1951 (Public Law 78), as amended, including temporary employment of persons without regard to the civil service laws, \$2,125,000.

65 Stat. 119.
7 USC 1461-1468.

BUREAU OF EMPLOYEES' COMPENSATION

Salaries and expenses: For necessary administrative expenses and not to exceed \$120,000 for the Employees' Compensation Appeals Board, \$2,347,000, together with not to exceed \$78,500 to be derived from the War Claims Fund created by section 13 (a) of the War Claims Act of 1948 (50 U. S. C. 2012).

62 Stat. 1247.
50 USC app.
2012.

Employees' compensation fund: For the payment of compensation and other benefits and expenses (except administrative expenses) authorized by law and accruing during the current or any prior fiscal year, including payments to other Federal agencies for medical and hospital services pursuant to agreement approved by the Bureau of Employees' Compensation; continuation of payment of benefits as provided for under the head "Civilian War Benefits" in the Federal Security Agency Appropriation Act, 1947; the advancement of costs for enforcement of recoveries in third-party cases; the furnishing of medical and hospital services and supplies, treatment, and funeral and burial expenses, including transportation and other expenses incidental to such services, treatment, and burial, for such enrollees of the Civilian Conservation Corps as were certified by the Director of such Corps as receiving hospital services and treatment at Government expense on June 30, 1943, and who are not otherwise entitled thereto as civilian employees of the United States, and the limitations and authority of the Act of September 7, 1916, as amended (5 U. S. C. 796), shall apply in providing such services, treatment, and expenses in such cases; such amount as may be required during the current fiscal year: *Provided*, That this appropriation shall be available for payments pursuant to sections 4 (c) and 5 (f) of the War Claims Act of 1948 (50 U. S. C. 2012) and shall be credited with advances or reimbursements therefor from the War Claims Fund created by section 13 (a) of said War Claims Act of 1948.

60 Stat. 696.

39 Stat. 742.

50 U S C app. 2003-2004.

50 U S C app. 2012.

BUREAU OF LABOR STATISTICS

Salaries and expenses: For expenses necessary for the work of the Bureau of Labor Statistics, including advances or reimbursement to State, Federal, and local agencies and their employees for services rendered, and not to exceed \$15,000 for services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), \$6,887,000.

60 Stat. 810.

WOMEN'S BUREAU

Salaries and expenses: For expenses necessary for the work of the Women's Bureau, as authorized by the Act of June 5, 1920 (29 U. S. C. 11-16), including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), and purchase of reports and material for informational exhibits, \$403,000.

41 Stat. 987.

60 Stat. 810.

WAGE AND HOUR DIVISION

Salaries and expenses: For expenses necessary for performing the duties imposed by the Fair Labor Standards Act of 1938, as amended, and the Act to provide conditions for the purchase of supplies and the making of contracts by the United States, approved June 30, 1936, as amended (41 U. S. C. 35-45), including reimbursement to State, Federal, and local agencies and their employees for inspection services rendered, and not to exceed \$3,000 for expenses of attendance of cooperating officials and consultants at conferences concerned with the work of the Division, \$10,000,000.

52 Stat. 1060.
29 USC 201.

49 Stat. 2036.

GENERAL PROVISIONS

Sec. 102. Appropriations under this title available for salaries and expenses shall be available for stenographic reporting services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a),

60 Stat. 810.

and for expenses of attendance at meetings concerned with the function or activity for which any such appropriation is made.

This title may be cited as the "Department of Labor Appropriation Act, 1957".

Citation of title.

TITLE II—DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

AMERICAN PRINTING HOUSE FOR THE BLIND

Education of the blind: For carrying out the Act of August 4, 1919, as amended (20 U. S. C. 101), \$230,000.

41 Stat. 272.

FOOD AND DRUG ADMINISTRATION

Salaries and expenses: For necessary expenses for carrying out the Federal Food, Drug, and Cosmetic Act, as amended (21 U. S. C. 301–392); the Tea Importation Act, as amended (21 U. S. C. 41–50); the Import Milk Act (21 U. S. C. 141–149); the Federal Caustic Poison Act (15 U. S. C. 401–411); and the Filled Milk Act, as amended (21 U. S. C. 61–64); including purchase of not to exceed eighty-seven passenger motor vehicles of which forty-seven are for replacement only; reporting and illustrating the results of investigations; purchase of chemicals, apparatus, and scientific equipment; payment in advance for special tests and analyses by contract; and payment of fees, travel, and per diem in connection with studies of new developments pertinent to food and drug enforcement operations; \$6,779,000.

52 Stat. 1040; 29 Stat. 604; 44 Stat. 1101, 1406; 42 Stat. 1486.

Salaries and expenses, certification, inspection, and other services: For expenses necessary for the certification or inspection of certain products, and for the establishment of tolerances for pesticides, in accordance with sections 406, 408, 504, 506, 507, 604, 702A, and 706 of the Federal Food, Drug, and Cosmetic Act, as amended (21 U. S. C. 346, 348, 354, 356, 357, 364, 372a, and 376), the aggregate of the advance deposits during the current fiscal year to cover payments of fees for services in connection with such certifications, inspections, or establishment of tolerances, to remain available until expended. The total amount herein appropriated shall be available for personal services; purchase of chemicals, apparatus, and scientific equipment; purchase of not to exceed four passenger motor vehicles for replacement only; expenses of advisory committees; and the refund of advance deposits for which no service has been rendered.

52 Stat. 1049; 55 Stat. 851; 59 Stat. 463.

FREEDMEN'S HOSPITAL

Salaries and expenses: For expenses necessary for operation and maintenance, including repairs; furnishing, repairing, and cleaning of wearing apparel used by employees in the performance of their official duties; transfer of funds to the appropriation "Salaries and expenses, Howard University" for salaries of technical and professional personnel detailed to the hospital; payments to the appropriation of Howard University for actual cost of heat, light, and power furnished by such university; \$2,755,000: *Provided*, That no intern or resident physician receiving compensation from this appropriation on a full-time basis shall receive compensation in the form of wages or salary from any other appropriation in this title: *Provided further*, That the District of Columbia shall pay by check to Freedmen's Hospital, upon the Surgeon General's request, in advance at the beginning of each quarter, such amount as the Surgeon General calculates

Salary restriction.

Payments by District of Columbia.

will be earned on the basis of rates approved by the Bureau of the Budget for the care of patients certified by the District of Columbia. Bills rendered by the Surgeon General on the basis of such calculations shall not be subject to audit or certification in advance of payment; but proper adjustment of amounts which have been paid in advance on the basis of such calculations shall be made at the end of each quarter: *Provided further*, That the Surgeon General may delegate the responsibilities imposed upon him by the foregoing proviso.

GALLAUDET COLLEGE

68 Stat. 265,
D. C. Code 31-
1025 to 31-1032.

31 Stat. 844.

Salaries and expenses: For the partial support of Gallaudet College, including personal services and miscellaneous expenses, and repairs and improvements, as authorized by the Act of June 18, 1954 (Public Law 420), including purchase of one passenger motor vehicle for replacement only, \$615,000: *Provided*, That Gallaudet College shall be paid by the District of Columbia, in advance at the beginning of each quarter, at the rate of \$1,295 per school year for each student attending and receiving instruction in elementary or secondary education pursuant to the Act of March 1, 1901 (31 D. C. Code 1008).

Construction: For the construction and equipment of buildings and facilities on the grounds of Gallaudet College, as authorized by the Act of June 18, 1954 (Public Law 420), under the supervision of the General Services Administration, including planning, architectural, and engineering services, \$2,547,000, to remain available until expended, as follows: For a classroom and laboratory building, together with alterations, installations, and equipment in connection with such construction. For a speech and hearing clinic, together with alterations, installations, and equipment in connection with such construction. For boiler and laundry equipment, and roads, walks, and grading in connection with such construction.

HOWARD UNIVERSITY

Salaries and expenses: For the partial support of Howard University, including personal services and miscellaneous expenses and repairs to buildings and grounds, \$3,300,000.

Construction of buildings: For equipping the dental school building under the supervision of General Services Administration, \$100,000, to remain available until expended, and such amount shall be in addition to the limitation of cost established by Public Law 452, Eighty-second Congress.

66 Stat. 363.

Construction of men's dormitory (liquidation of contract authorization): For payment of obligations incurred under authority previously provided, to enter into contracts for the construction of the men's dormitory, \$286,200.

OFFICE OF EDUCATION

60 Stat. 775,
20 USC 15j,
43 Stat. 18; 46
Stat. 1489; 64 Stat.
27.

Promotion and further development of vocational education: For carrying out the provisions of section 3 of the Vocational Education Act of 1946 (20 U. S. C. 15h), section 4 of the Act of March 10, 1924 (20 U. S. C. 29), section 1 of the Act of March 3, 1931 (20 U. S. C. 30), and the Act of March 18, 1950 (20 U. S. C. 31), \$29,442,081: *Provided*, That the apportionment to the States under the Vocational Education Act of 1946 shall be computed on the basis of not to exceed \$29,267,081 for the current fiscal year: *Provided further*, That the amount of allotment which States and territories are not prepared to use may be reapportioned among other States and territories apply-

ing therefor for use in the programs for which the funds were originally apportioned.

Further endowment of colleges of agriculture and the mechanic arts: For carrying out the provisions of section 22 of the Act of June 29, 1935, as amended (7 U. S. C. 329), \$2,501,500.

49 Stat. 439.

Payments to school districts: For payments to local educational agencies for the maintenance and operation of schools as authorized by the Act of September 30, 1950, as amended (20 U. S. C. 236-245), \$79,000,000: *Provided*, That this appropriation shall also be available for carrying out the provisions of section 6 of such Act.

64 Stat. 1100.

Assistance for school construction: The amount made available under this head in the Department of Health, Education, and Welfare Appropriation Act, 1956, for necessary expenses of technical services rendered by other agencies is increased from "\$750,000" to "\$1,025,000."

69 Stat. 403.

Salaries and expenses: For expenses necessary for the Office of Education, including surveys, studies, investigations, and reports regarding libraries; fostering coordination of public and school library service; coordination of library service on the national level with other forms of adult education; developing library participation in Federal projects; fostering nationwide coordination of research materials among libraries, interstate library coordination and the development of library service throughout the country; purchase, distribution, and exchange of educational documents, motion-picture films, and lantern slides; collection, exchange, and cataloging of educational apparatus and appliances, articles of school furniture and models of school buildings illustrative of foreign and domestic systems and methods of education, and repairing the same; and cooperative research, surveys, and demonstrations in education as authorized by the Act of July 26, 1954 (20 U. S. C. 331-332); \$5,000,000, of which not less than \$550,000 shall be available for the Division of Vocational Education as authorized: *Provided*, That all receipts from non-Federal agencies representing reimbursement for expenses of travel of employees of the Office of Education performing advisory functions to the said agencies shall be deposited in the Treasury of the United States to the credit of this appropriation.

68 Stat. 533.

OFFICE OF VOCATIONAL REHABILITATION

Grants to States and other agencies: For grants to States and other agencies in accordance with the Vocational Rehabilitation Act, as amended, \$37,000,000, of which \$33,500,000 is for vocational rehabilitation services under section 2 of said Act; \$1,500,000 is for extension and improvement projects under section 3 of said Act; and \$2,000,000 is for special projects under section 4 of said Act: *Provided*, That allotments under section 2 of said Act to the States for the current fiscal year shall be made on the basis of \$45,500,000, and this amount shall be considered the sum available for allotments under such section for such fiscal year.

68 Stat. 652,
29 USC 31-42.

Grants to States, next succeeding fiscal year: For making, after May 31 of the current fiscal year, grants to States under sections 2 and 3 of the Vocational Rehabilitation Act, as amended, for the first quarter of the next succeeding fiscal year such sums as may be necessary, the obligations incurred and the expenditures made thereunder to be charged to the appropriation therefor for that fiscal year: *Provided*, That the payments made pursuant to this paragraph shall not exceed the amount paid to the States for the first quarter of the current fiscal year.

29 USC 32, 33.

29 USC 34, 37. Training and traineeships: For training and traineeships pursuant to section 4 of the Vocational Rehabilitation Act, as amended, and for carrying out the training functions provided for in section 7 of said Act, \$2,950,000, of which not less than \$200,000 shall be available only for a prosthetics education program.

29 USC 31-42.
49 Stat. 1559. Salaries and expenses: For expenses necessary in carrying out the provisions of the Vocational Rehabilitation Act, as amended, and of the Act approved June 20, 1936 (20 U. S. C., ch. 6A), as amended, including not to exceed \$3,000 for production, purchase, and distribution of educational films; \$1,160,000.

PUBLIC HEALTH SERVICE

58 Stat. 682. For necessary expenses in carrying out the Public Health Service Act, as amended (42 U. S. C., ch. 6A) (hereinafter referred to as the Act), and other Acts, including expenses for active commissioned officers in the Reserve Corps and for not to exceed one thousand five hundred commissioned officers in the Regular Corps; and except as otherwise authorized by the Act of September 30, 1950 (20 U. S. C. 236-244), for expenses of primary and secondary schooling of dependents of Public Health Service personnel stationed in foreign countries, in amounts not to exceed an average of \$250 per student, when it is determined by the Secretary that the schools, if any, available in the locality are unable to provide adequately for the education of such dependents, and for the transportation of such dependents between such schools and their places of residence when the schools are not accessible to such dependents by regular means of transportation; and for the payment of compensation to consultants or individual scientists appointed for limited periods of time pursuant to section 207 (e) or section 207 (f) of the Act at rates established by the Surgeon General not to exceed \$15,000 per annum: *Provided*, That subsection (g) of section 208 of the Public Health Service Act, as amended, is amended by striking out "\$15,000", and inserting in lieu thereof "\$20,000"; as follows:

64 Stat. 1100.

42 USC 246, 243,
241. Assistance to States, general: To carry out the purposes not otherwise specifically provided for, of section 314 (c) of the Act; to provide consultative services to States pursuant to section 311 of the Act; to make field investigations and demonstrations pursuant to section 301 of the Act; to provide for collecting and compiling mortality, morbidity, and vital statistics; and not to exceed \$1,000 for entertainment of officials of other countries when specifically authorized by the Surgeon General; \$16,461,000.

42 USC 246, 266. Venereal diseases: To carry out the purposes of sections 314 (a) and 363 of the Act with respect to venereal diseases including the operation and maintenance of centers for the diagnosis and treatment of persons afflicted with venereal diseases; and for grants of money, services, supplies, equipment, and use of facilities to States, as defined in the Act, and with the approval of the respective State health authorities, to counties, health districts, and other political subdivisions of the States, for the foregoing purposes, in such amounts and upon such terms and conditions as the Surgeon General may determine; \$4,140,000.

42 USC 246. Tuberculosis: To carry out the purposes of section 314 (b) of the Act, \$6,625,000, of which not less than \$4,500,000 shall be available only for grants to States, to be matched by an equal amount of State and local funds expended for the same purpose, for direct expenses of prevention and case-finding projects including salaries, fees, and travel of personnel directly engaged in prevention and case-finding and the necessary equipment and supplies used directly in prevention

and case-finding operations, but excluding the purchase of care in hospitals and sanatoria.

Communicable diseases: To carry out, except as otherwise provided for, those provisions of sections 301, 311, and 361 of the Act relating to the prevention and suppression of communicable and preventable diseases, and the interstate transmission and spread thereof, including the purchase, erection, and maintenance of portable buildings; purchase of not to exceed eighteen passenger motor vehicles for replacement only; and hire, maintenance, and operation of aircraft; \$5,210,000.

42 USC 241, 243, 264.

Sanitary engineering activities: For expenses, not otherwise provided, necessary to carry out those provisions of sections 301, 311, 314 (c), and 361 of the Act relating to sanitation and other aspects of environmental health, including enforcement of applicable quarantine laws and interstate quarantine regulations, and for carrying out the purposes of the Act of July 14, 1955 (Public Law 159), including the hire, maintenance, and operation of aircraft; and the purchase of not to exceed eight passenger motor vehicles for replacement only; \$6,000,000, to remain available only until June 30, 1957.

42 USC 241, 243, 246, 264.

69 Stat. 322,
42 USC 185 7-1857f.

Disease and sanitation investigations and control, Territory of Alaska: To enable the Surgeon General to conduct, in the Service, and to cooperate with and assist the Territory of Alaska in the conduct of, activities necessary in the investigation, prevention, treatment, and control of diseases, and the establishment and maintenance of health and sanitation services pursuant to and for the purposes specified in sections 301, 311, 314 (without regard to the provisions of subsections (d), (f), (h), and (j) and the limitations set forth in subsection (c) of such section), 361 and 363 of the Act, including the hire, operation, and maintenance of aircraft, and the purchase, erection, and maintenance of portable buildings, \$1,145,000.

42 USC 241, 243, 246, 264, 266.

Grants for hospital construction: For payments under parts C and G, title VI, of the Act, as amended, to remain available until expended, \$125,000,000, of which \$102,800,000 shall be for payments for hospitals and related facilities pursuant to part C, \$1,200,000 shall be for the purposes authorized in section 636 of the Act, and \$21,000,000 shall be for payments for facilities pursuant to part G, as follows: \$6,500,000 for diagnostic or treatment centers, \$6,500,000 for hospitals for the chronically ill and impaired, \$4,000,000 for rehabilitation facilities, and \$4,000,000 for nursing homes: *Provided*, That allotments under such parts C and G to the several States for the current fiscal year shall be made on the basis of amounts equal to the limitations specified herein.

60 Stat. 1042,
42 USC 291 d-291h.

Salaries and expenses, hospital construction services: For salaries and expenses incident to carrying out title VI of the Act, as amended, \$1,381,000.

Hospitals and medical care: For carrying out the functions of the Public Health Service under the Act of August 8, 1946 (5 U. S. C. 150), and under sections 321, 322, 324, 326, 331, 332, 341, 343, 344, 502, 504, and 710 of the Public Health Service Act, Private Law 419 of the Eighty-third Congress, as amended, and Executive Order 9079 of February 26, 1942, including purchase and exchange of farm products and livestock; conducting research on technical nursing standards and furnishing consultative nursing services; purchase of not to exceed twelve passenger motor vehicles, for replacement only; and purchase of firearms and ammunition; \$35,736,000, of which \$1,000,000 shall be exclusively available for payments to the Territory of Hawaii for care and treatment of persons afflicted with leprosy: *Provided*, That when the Public Health Service establishes or operates a health service program for any department or agency, payment for the estimated

60 Stat. 903,
42 USC 248, 249, 251, 253, 255-257, 259, 260, 220, 222, 249 note; 33 USC 763c.
68A Stat. 74,
3 CFR 1943 Cum. Supp., p. 1101.

cost shall be made in advance for deposit to the credit of this appropriation.

42 USC 264-272. Foreign quarantine service: For carrying out the purposes of sections 361 to 369 of the Act, relating to preventing the introduction of communicable diseases from foreign countries, the medical examination of aliens in accordance with section 325 of the Act, and the care and treatment of quarantine detainees pursuant to section 322 (e) of the Act in private or other public hospitals when facilities of the Public Health Service are not available, including insurance of official motor vehicles in foreign countries when required by law of such countries; purchase of not to exceed twelve passenger motor vehicles for replacement only; \$3,245,000.

68 Stat. 674.
60 Stat. 810. Indian health activities: For expenses necessary to enable the Surgeon General to carry out the purposes of the Act of August 5, 1954 (42 U. S. C. 2001), including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a) (including not to exceed \$10,000 for such services at rates not to exceed \$100 per diem for individuals, when authorized by the Surgeon General); purchase of not to exceed seventy-five passenger motor vehicles, of which fifty shall be for replacement only; hire of passenger motor vehicles and aircraft; purchase of reprints; payment for telephone service in private residences in the field, when authorized under regulations approved by the Secretary; and the purposes set forth in sections 321 and 509 of the Public Health Service Act; \$38,125,000.

42 USC 248, 227. Construction of Indian health facilities: For construction, major repair, improvement, and equipment of health and related auxiliary facilities, including quarters for personnel; preparation of plans, specifications, and drawings; acquisition of sites; purchase and erection of portable buildings; and purchase of trailers; \$8,762,000, to remain available until expended: *Provided*, That such expenditures may be made through the Department of the Interior.

42 USC 241. National Institutes of Health, operating expenses: For the activities of the National Institutes of Health, not otherwise provided for, including research fellowships and grants for research projects pursuant to section 301 of the Act; regulation and preparation of biologic products, and conduct of research related thereto; purchase of not to exceed eleven passenger motor vehicles for replacement only; not to exceed \$2,500 for entertainment of visiting scientists when specifically approved by the Surgeon General; erection of temporary structures; and grants of therapeutic and chemical substances for demonstrations and research; \$11,922,000: *Provided*, That the Surgeon General is authorized to advance to this appropriation from other appropriations to the Public Health Service such amounts as are determined to be necessary for the foregoing purposes and for activities performed on a centralized basis: *Provided further*, That the Surgeon General is authorized to operate facilities at the National Institutes of Health for the sale of meals to employees and others at rates determined by him to be sufficient to recover the cost of such operation and the proceeds thereof shall be credited to this appropriation.

41 USC 5.
42 USC 281-286. National Cancer Institute: To enable the Surgeon General, upon the recommendations of the National Advisory Cancer Council, to make grants-in-aid for research and training projects relating to cancer; to cooperate with State health agencies, and other public and private nonprofit institutions, in the prevention, control, and eradication of cancer by providing consultative services, demonstrations, and grants-in-aid; and to contract for supplies and services by negotiation, without regard to section 3709 of the Revised Statutes, in connection with the chemotherapy program; and to otherwise carry out the provisions of title IV, part A, of the Act; \$48,432,000.

Mental health activities: For expenses necessary for carrying out the provisions of sections 301, 302, 303, 304, 311, 312, and 314 (c) of the Act with respect to mental diseases, and including erection of temporary structures, \$35,197,000.

42 USC 241-244,
246.

National Heart Institute: For expenses necessary to carry out the purposes of the National Heart Act, including the purchase of one passenger motor vehicle for replacement only, \$33,396,000.

62 Stat. 464.
42 USC 287 note.

Dental health activities: For expenses not otherwise provided for, necessary to enable the Surgeon General to carry out the purposes of the Act with respect to dental diseases and conditions, \$6,026,000.

Arthritis and metabolic disease activities: For expenses necessary to carry out the purposes of the Act relating to arthritis, rheumatism, and metabolic diseases, \$15,885,000.

Microbiology activities: For expenses, not otherwise provided for, necessary to carry out the purposes of the Act relating to microbiology, \$13,299,000.

Neurology and blindness activities: For expenses necessary to carry out the purposes of the Act relating to neurology and blindness, \$18,650,000.

Construction of surgical facilities: For the construction and equipment of additional Clinical Center surgical facilities, National Institutes of Health, including the remodeling of existing surgical facilities, and for planning, architectural, and engineering services, \$1,630,000.

Gorgas Memorial Laboratory: For payment to the Gorgas Memorial Institute for maintenance and operation of the Gorgas Memorial Laboratory, \$147,000.

Retired pay of commissioned officers: For retired pay of commissioned officers, as authorized by law, and payments under the Uniformed Services Contingency Option Act of 1953, \$1,450,000.

67 Stat. 501.
37 USC 371 note.

Salaries and expenses: For the divisions and offices of the Office of the Surgeon General and for miscellaneous expenses of the Public Health Service not appropriated for elsewhere, including preparing information, articles, and publications related to public health; and conducting studies and demonstrations in public health methods; \$3,172,000.

ST. ELIZABETHS HOSPITAL

Salaries and expenses: For expenses necessary for the maintenance and operation of the hospital, including purchase of one passenger motor vehicle, clothing for patients, and cooperation with organizations or individuals in the scientific research into the nature, causes, prevention and treatment of mental illness, \$2,737,000.

Major repairs and preservation of buildings and grounds: For miscellaneous construction, alterations, repairs, and equipment, on the grounds of the hospital, including preparation of plans and specifications, advertising, and supervision of construction, \$270,000, to remain available until June 30, 1958: *Provided*, That any part of this amount may be transferred to the General Services Administration.

Construction and equipment, maximum security building: For construction and equipment of a maximum security building at Saint Elizabeths Hospital, \$6,821,000, to remain available until expended: *Provided*, That any part of this amount may be transferred to the General Services Administration.

SOCIAL SECURITY ADMINISTRATION

Salaries and expenses, Bureau of Old-Age and Survivors Insurance: For necessary expenses, including the purchase of one passenger motor vehicle for replacement only; and payments, not to exceed \$3,800, to Bureau employees to reimburse such employees for expenses incurred by reason of the failure to relocate the Bureau in the District of Columbia; not more than \$97,000,000 may be expended from the Federal old-age and survivors insurance trust fund: *Provided*, That such amounts as are required shall be available to pay the cost of necessary travel incident to medical examinations for verifying disabilities of individuals who file applications for disability determinations under title II of the Social Security Act, as amended: *Provided further*, That hereafter funds available for administrative expenses of the Bureau shall be available for payment of rent for quarters for district offices in the District of Columbia.

49 Stat. 622,
42 USC 401-422.

Advances to States, next succeeding fiscal year: For making, after May 31 of the current fiscal year, advances to States under section 221 (e) of the Social Security Act, as amended, for the first quarter of the next succeeding fiscal year, such sums as may be necessary from the above authorization may be expended from the Federal old-age and survivors insurance trust fund.

66 Stat. 772,
42 USC 421.

Grants to States for public assistance: For grants to States for old-age assistance, aid to dependent children, aid to the blind, and aid to the permanently and totally disabled, as authorized in titles I, IV, X, and XIV of the Social Security Act, as amended (42 U. S. C., ch. 7, subchs. I, IV, X, and XIV), \$1,300,000,000, of which such amount as may be necessary shall be available for grants for any period in the prior fiscal year subsequent to March 31 of that year.

49 Stat. 620; 64
Stat. 555.

Salaries and expenses, Bureau of Public Assistance: For expenses necessary for the Bureau of Public Assistance, \$1,748,000.

Salaries and expenses, Children's Bureau: For necessary expenses in carrying out the Act of April 9, 1912, as amended (42 U. S. C., ch. 6), and title V of the Social Security Act, as amended (42 U. S. C., ch. 7, subch. V), including purchase of reports and material for the publications of the Children's Bureau and of reprints for distribution, \$1,822,000: *Provided*, That no part of any appropriation contained in this title shall be used to promulgate or carry out any instructions, order, or regulation relating to the care of obstetrical cases which discriminate between persons licensed under State law to practice obstetrics: *Provided further*, That the foregoing proviso shall not be so construed as to prevent any patient from having the services of any practitioner of her own choice, paid for out of this fund, so long as State laws are complied with: *Provided further*, That any State plan which provides standards for professional obstetrical services in accordance with the laws of the State shall be approved.

37 Stat. 79,
49 Stat. 629.

Grants to States for maternal and child welfare: For grants to States for maternal and child-health services, services for crippled children, and child-welfare services as authorized in title V, parts 1, 2, and 3, of the Social Security Act, as amended (42 U. S. C., ch. 7, subch. V), \$39,361,000, of which \$15,000,000 shall be available for services for crippled children, \$16,000,000 for maternal and child health services, and \$8,361,000 for child welfare services: *Provided*, That any allotment to a State pursuant to section 502 (b) or 512 (b) of such Act shall not be included in computing for the purposes of subsections (a) and (b) of sections 504 and 514 of such Act an amount expended or estimated to be expended by the State: *Provided further*, That \$1,000,000 of the amount available under section 502 (b) of such Act shall be used only for special projects for mentally retarded children.

49 Stat. 629.

42 USC 702, 712,
704, 714.

Salaries and expenses, Office of the Commissioner: For expenses necessary for the Office of the Commissioner of Social Security, \$212,000, together with not to exceed \$160,000 to be transferred from the Federal old-age and survivors insurance trust fund.

Grants to States, next succeeding fiscal year: For making, after May 31 of the current fiscal year, payments to States under titles I, IV, V, X, and XIV, respectively, of the Social Security Act, as amended, for the first quarter of the next succeeding fiscal year, such sums as may be necessary, the obligations incurred and the expenditures made thereunder for payments under each of such titles to be charged to the appropriation therefor for that fiscal year.

42 USC ch. 7.

In the administration of titles I, IV, V, X, and XIV, respectively, of the Social Security Act, as amended, payments to a State under any of such titles for any quarter in the period beginning April 1 of the prior year, and ending June 30 of the current year, may be made with respect to a State plan approved under such title prior to or during such period, but no such payment shall be made with respect to any plan for any quarter prior to the quarter in which such plan was submitted for approval.

42 USC ch. 7.

OFFICE OF THE SECRETARY

Salaries and expenses, Office of the Secretary: For expenses necessary for the Office of the Secretary, \$1,588,000, together with not to exceed \$225,000 to be transferred from the Federal old-age and survivors insurance trust fund.

Salaries and expenses, Office of Field Administration: For expenses necessary for the Office of Field Administration, \$1,985,000, together with not to exceed \$500,000 to be transferred from the Federal old-age and survivors insurance trust fund.

Salaries and expenses, Office of the General Council: For expenses necessary for the Office of the General Counsel, \$426,000, together with not to exceed \$24,000 to be transferred from the appropriation "Salaries and expenses, certification and inspection services", and not to exceed \$395,100 to be transferred from the Federal old-age and survivors insurance trust fund.

Surplus property utilization: For expenses necessary for carrying out the provisions of subsections 203 (j), (k), (n), and (o), of the Federal Property and Administrative Services Act of 1949, as amended, relating to disposal of real and personal excess property for educational purposes and protection of public health, \$450,000.

63 Stat. 386.
40 USC 484.

GENERAL PROVISIONS

SEC. 202. Appropriations under this title available for salaries and expenses shall be available for payment in advance for dues or fees for library membership in organizations whose publications are available to members only or to members at a price lower than to the general public.

SEC. 203. Appropriations under this title available for salaries and expenses shall be available for services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a).

60 Stat. 810.

SEC. 204. Appropriations under this title available for salaries and expenses shall be available for travel expenses and for expenses of attendance at meetings concerned with the functions or activities for which such appropriations are made.

SEC. 205. Appropriations under this title available for salaries and expenses shall be available for uniforms or allowances therefor as authorized by the Act of September 1, 1954, as amended (5 U. S. C. 2131).

68 Stat. 1114.

State agencies
for grants in aid.

SEC. 206. None of the funds appropriated by this title to the Social Security Administration for grants-in-aid of State agencies to cover, in whole or in part, the cost of operation of said agencies, including the salaries and expenses of officers and employees of said agencies, shall be withheld from the said agencies of any States which have established by legislative enactment and have in operation a merit system and classification and compensation plan covering the selection, tenure in office, and compensation of their employees, because of any disapproval of their personnel or the manner of their selection by the agencies of the said States, or the rates of pay of said officers or employees.

Transfers of
motor vehicles.

SEC. 207. The Secretary is authorized to make such transfers of motor vehicles, between bureaus and offices, without transfer of funds, as may be required in carrying out the operations of the Department.

Citation of title.

This title may be cited as the "Department of Health, Education, and Welfare Appropriation Act, 1957".

TITLE III—NATIONAL LABOR RELATIONS BOARD

Salaries and expenses: For expenses necessary for the National Labor Relations Board to carry out the functions vested in it by the Labor-Management Relations Act, 1947 (29 U. S. C. 141-167), and other laws, including expenses of attendance at meetings concerned with the work of the Board when specifically authorized by the Chairman or the General Counsel; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); and uniforms, or allowances therefor, as authorized by the Act of September 1, 1954, as amended (5 U. S. C. 2131); \$8,951,500: *Provided*, That no part of this appropriation shall be available to organize or assist in organizing agricultural laborers or used in connection with investigations, hearings, directives, or orders concerning bargaining units composed of agricultural laborers as referred to in section 2 (3) of the Act of July 5, 1935 (29 U. S. C. 152), and as amended by the Labor-Management Relations Act, 1947, and as defined in section 3 (f) of the Act of June 25, 1938 (29 U. S. C. 203), and including in said definition employees engaged in the maintenance and operation of ditches, canals, reservoirs, and waterways when maintained or operated on a mutual, nonprofit basis and at least 95 per centum of the water stored or supplied thereby is used for farming purposes.

61 Stat. 136.

60 Stat. 810.

68 Stat. 1114.

49 Stat. 450.

61 Stat. 137.

TITLE IV—NATIONAL MEDIATION BOARD

Salaries and expenses: For expenses necessary for the National Mediation Board, including stenographic reporting services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), \$460,000.

Arbitration and emergency boards: For expenses necessary for arbitration boards established under section 7 of the Railway Labor Act, as amended (45 U. S. C. 157), and emergency boards appointed by the President pursuant to section 10 of said Act (45 U. S. C. 160), including stenographic reporting services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), \$250,000.

44 Stat. 582, 586.

60 Stat. 810.

NATIONAL RAILROAD ADJUSTMENT BOARD

Salaries and expenses: For expenses necessary for the National Railroad Adjustment Board, including stenographic reporting services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), \$502,000, of which not less than \$175,000 shall be available for

60 Stat. 810.

compensation (at rates not in excess of \$75 per diem) and expenses of referees appointed pursuant to section 3 of the Railway Labor Act, as amended.

44 Stat. 578.
45 USC 153.

TITLE V—RAILROAD RETIREMENT BOARD

Salaries and expenses, Railroad Retirement Board (trust fund): For expenses necessary for the Railroad Retirement Board, including not to exceed \$1,000 for expenses of attendance at meetings concerned with the work of the Board, when specifically authorized by the Board; stenographic reporting services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); and uniforms or allowances therefor, as authorized by the Act of September 1, 1954 (68 Stat. 1114); \$7,000,000, to be derived from the railroad retirement account: *Provided*, That whenever there is duly tendered to the Board, by any person, any claim for unemployment compensation pursuant to the Railroad Unemployment Insurance Act, such claim shall be accepted by the Board without delay and appropriate administrative action for the allowance or disallowance of such claim shall be taken by the Board at the earliest practicable time.

60 Stat. 810.
5 USC 2131 note.
52 Stat. 1094.
45 USC 367.

TITLE VI—FEDERAL MEDIATION AND CONCILIATION SERVICE

Salaries and expenses: For expenses necessary for the Service to carry out the functions vested in it by the Labor-Management Relations Act, 1947 (29 U. S. C. 171–180, 182), including expenses of the Labor-Management Panel as provided in section 205 of said Act; temporary employment of arbitrators, conciliators, and mediators on labor relations at rates not in excess of \$75 per diem; expenses of attendance at meetings concerned with labor and industrial relations; and services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), \$3,295,000.

61 Stat. 152.

Boards of inquiry: To enable the Service to pay necessary expenses of boards of inquiry appointed by the President pursuant to section 206 of the Labor-Management Relations Act, 1947 (29 U. S. C. 176–180, 182), including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), and rent in the District of Columbia, \$10,000.

60 Stat. 810.
61 Stat. 155.
60 Stat. 810.

TITLE VII—INTERSTATE COMMISSION ON THE POTOMAC RIVER BASIN

Contribution to Interstate Commission on the Potomac River Basin: To enable the Secretary of the Treasury to pay in advance to the Interstate Commission on the Potomac River Basin the Federal contribution toward the expenses of the Commission during the current fiscal year in the administration of its business in the conservancy district established pursuant to the Act of July 11, 1940 (54 Stat. 748), \$5,000.

33 USC 567b.

TITLE VIII—UNITED STATES SOLDIERS' HOME

For maintenance and operation of the United States Soldiers' Home, to be paid from the Soldiers' Home permanent fund, \$6,564,000, of which \$2,200,000 shall remain available until expended for plans and construction of buildings and facilities: *Provided*, That this appropriation shall not be available for the payment of hospitali-

zation of members of the Home in United States Army hospitals at rates in excess of those prescribed by the Secretary of the Army, upon the recommendation of the Board of Commissioners of the Home and the Surgeon General of the Army.

TITLE IX—GENERAL PROVISIONS

Publicity or
propaganda.

SEC. 901. No part of any appropriation contained in this Act shall be used for publicity or propaganda purposes not authorized by the Congress.

Personnel work.

SEC. 902. No part of any appropriation contained in this Act shall be used to pay compensation of any employee engaged in personnel work in excess of the number that would be provided by a ratio of one such employee to one hundred and five, or a part thereof, full-time, part-time, and intermittent employees of the agency concerned: *Provided*, That for purposes of this section employees shall be considered as engaged in personnel work if they spend half time or more in personnel administration consisting of direction and administration of the personnel program; employment, placement, and separation; job evaluation and classification; employee relations and services; training; committees of expert examiners and boards of civil-service examiners; wage administration; and processing, recording, and reporting.

Short title.

This Act may be cited as the "Departments of Labor, and Health, Education, and Welfare Appropriation Act, 1957."

Approved June 29, 1956.

Public Law 636

CHAPTER 478

June 29, 1956
[H. R. 10872]

AN ACT

To provide for extension of the time during which annual assessment work on unpatented mining claims validated under section 2 of the Act of August 11, 1955 may be made, and for other purposes.

Mining claims,
assessment work.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the time during which labor must be performed, or improvements made, pursuant to the provisions of section 2324 of the Revised Statutes of the United States (30 U. S. C. 28), on any unpatented mining claim validated under section 2 of the Act of August 11, 1955 (Public Law 357, Eighty-fourth Congress, 69 Stat. 679) for the period commencing July 1, 1955, is hereby extended until the hour of 12 o'clock meridian July 1, 1957.

30 USC 541a.

Approved June 29, 1956.

Public Law 637

CHAPTER 479

AN ACT

Making appropriations for the government of the District of Columbia and other activities chargeable in whole or in part against the revenues of said District for the fiscal year ending June 30, 1957, and for other purposes.

June 29, 1956
[H. R. 10003]

FEDERAL PAYMENT TO DISTRICT OF COLUMBIA

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there are appropriated for the District of Columbia for the fiscal year ending June 30, 1957, out of (1) the general fund of the District of Columbia (unless otherwise herein specifically provided), hereinafter known as the general fund, such fund being composed of the revenues of the District of Columbia other than those applied by law to special funds, and \$20,000,000 which is hereby appropriated for the purpose out of any money in the Treasury not otherwise appropriated (to be advanced July 1, 1956, and of which \$7,000,000 shall be available for capital outlay only), (2) the highway fund (when designated as payable therefrom), established by law (D. C. Code, title 47, ch. 19), (3) the water fund (when designated as payable therefrom), established by law (D. C. Code, title 43, ch. 15), and \$1,813,950, which is hereby appropriated for the purpose out of any money in the Treasury not otherwise appropriated (to be advanced July 1, 1956), (4) the sanitary sewage works fund (when designated as payable therefrom), established by law (Public Law 364, 83d Congress), and \$744,700, which is hereby appropriated for the purpose out of any money in the Treasury not otherwise appropriated (to be advanced July 1, 1956), and (5) the motor vehicle parking fund (when designated as payable therefrom), established by law (D. C. Code, title 40, ch. 8), sums as shown herein; and there is hereby appropriated, out of any money in the Treasury not otherwise appropriated, \$10,700,000, which, together with balances of previous appropriations for this purpose, shall remain available until expended, for loans authorized by the Act of May 18, 1954 (68 Stat. 101), to be advanced upon request of the Commissioners to the following funds: highway fund, \$5,400,000, and water fund, \$5,300,000.

District of Co-
lumbia Appropria-
tion Act, 1957.

68 Stat. 104,
D. C. Code 43-
1602.

56 Stat. 93.

68 Stat. 103,
D. C. Code 43-
1540.

OPERATING EXPENSES

For expenses necessary for the offices and agencies named under this general head:

EXECUTIVE OFFICE

Executive office, plus so much as may be necessary to compensate the Engineer Commissioner at a rate equal to each civilian member of the Board of Commissioners of the District of Columbia, hereafter in this Act referred to as the Commissioners; compensation and expenses of members of the Apprenticeship Council and the Redevelopment Land Agency; aid in support of the National Conference of Commissioners on Uniform State Laws; general advertising in newspapers (including the District of Columbia Register) and legal periodicals in the District of Columbia but not elsewhere, unless the need for advertising outside the District of Columbia shall have been specifically approved by the Commissioners, including notices of public hearings, publication of orders and regulations, tax and school notices, and notices of changes in regulations; expenses of Youth Council, Board of Elections, and Board of Appeals and Review; ceremony expenses; carrying out a comprehensive program for urban

renewal and slum clearance, by contract or otherwise, as may be determined by the Commissioners; and expenses in case of emergency, such as riot, pestilence, public insanitary conditions, flood, fire, or storm, and for expenses of investigations; \$323,000: *Provided*, That the certificate of the Commissioners shall be sufficient voucher for the expenditure of \$1,500 of this appropriation for such purposes, exclusive of ceremony expenses, as they may deem necessary.

DEPARTMENT OF GENERAL ADMINISTRATION

Department of General Administration, including the rental of postage meters and affiliation with the National Safety Council, Incorporated, \$3,475,000, of which \$75,190 shall be payable from the highway fund, \$15,000 from the water fund, \$2,950 from the sanitary sewage works fund, and \$800 from the motor vehicle parking fund: *Provided*, That this appropriation shall be available for advertising, for not more than once a week for two weeks in the regular issue of one newspaper published in the District of Columbia, the list of all taxes on real property, water charges, sanitary sewer service charges, and all special assessments, together with penalties and costs, in arrears, the cost of such advertising to be reimbursed to the general fund by a charge to be fixed annually by the Commissioners for each lot or piece of property advertised: *Provided further*, That this appropriation shall be available for refunding, wholly or in part, school tuition, lost library books, building permits, cigarette and alcoholic beverage tax stamps, occupational and professional fees which have not been earned, and other payments which have been erroneously made during the present and past three years: *Provided further*, That, for the purpose of assessing and reassessing real property in the District of Columbia, \$10,000 of this appropriation shall be available for services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), but at rates for individuals not in excess of \$100 per diem.

60 Stat. 810.

OFFICE OF CORPORATION COUNSEL

Office of the Corporation Counsel, including extra compensation for the corporation counsel as general counsel of the Public Utilities Commission; \$10,000 for the settlement of claims not in excess of \$250 each in accordance with the Act of February 11, 1929 (45 Stat. 1160), as amended by the Act of June 5, 1930 (46 Stat. 500); and judicial expenses, including witness fees and expert services, in District of Columbia cases before the courts of the United States and of the District of Columbia; \$480,000, of which \$20,000 shall be payable from the highway fund.

D.C. Code 1-902.

COMPENSATION AND RETIREMENT FUND EXPENSES

Compensation and retirement fund expenses, including District government employees' compensation; administrative expenses, workmen's compensation, to be transferred to the Bureau of Employees' Compensation for administration of the law providing compensation for disability or death resulting from injury to employees in certain employments in the District of Columbia; unemployment compensation for District government employees; financing the liability of the government of the District of Columbia to the "Civil service retirement and disability fund" and the "Teachers' retirement and annuity fund"; and relief and other allowances as authorized by law for policemen and firemen; \$11,100,000, of which \$2,633,000, including \$210,300 payable from the highway fund, \$91,700 from the water fund, \$80,400

from the sanitary sewage works fund, and \$6,700 from the motor vehicle parking fund, shall be paid by voucher and deposited to the credit of the "Civil service retirement and disability fund": *Provided*, That \$260,000 for District government employees' compensation shall remain available until expended.

REGULATORY AGENCIES

Regulatory agencies, including juror fees, and repairs to the morgue, \$1,058,440.

DEPARTMENT OF OCCUPATIONS AND PROFESSIONS

Department of Occupations and Professions, including compensation at rates to be fixed by the Commissioners of three members of the Board of Accountancy, five members of the Board of Examiners and Registrars of Architects, two members of the Board of Barber Examiners, three members of the Board of Cosmetology, five members of the Board of Dental Examiners, five members of the Board of Examiners in the Basic Sciences, five members of the Board of Examiners in Medicine and Osteopathy, five members of the Board of Registration of Professional Engineers, five members of the Nurses' Examining Board, five members of the Board of Optometry, five members of the Board of Pharmacy, three members of the Board of Podiatry Examiners, two members of the Real Estate Commission, five members of the Board of Examiners of Veterinary Medicine, two members of the District Boxing Commission, four members of the Electrical Examining Board, two members of the Plumbing Board, two members of the Board of Examiners of Steam and Other Operating Engineers, one member of the Motion Picture Operators' Examining Board, two members of the Refrigeration and Air-Conditioning Board, and five members of the Undertakers' Examining Committee, \$262,000.

PUBLIC SCHOOLS

Public schools, including the education of foreigners of all ages in the Americanization schools; not to exceed \$65,000 for the purchase, cleaning, and repair of athletic apparel and accessories; subsistence supplies for pupils enrolled in classes for crippled children; maintenance and instruction of deaf, mute and blind children of the District of Columbia by contract entered into by the Commissioners upon recommendation by the Board of Education of the District of Columbia; transportation of children attending schools or classes established for physically handicapped pupils; distribution of surplus commodities and relief milk to public and charitable institutions, and for the carrying out, under regulations to be prescribed by the Board of Education, of a "penny milk" program for the school children of the District, including the purchase and distribution of milk under agreement with the United States Department of Agriculture; \$350,908 for development of vocational education in the District of Columbia in accordance with the Act of June 8, 1936, as amended; operation, repair, maintenance and improvement of public school buildings, grounds and equipment; purchase of equipment including not to exceed \$25,000 for the purchase and repair of musical instruments and related equipment and supplies; and purchase, operation, repair, maintenance and insurance of passenger-carrying motor vehicles, including District-owned or borrowed passenger motor vehicles; \$32,515,750, of which \$3,000 shall be available for the services of

60 Stat. 775.
20 USC 15i note.

60 Stat. 810.

experts and consultants as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), but at rates not exceeding \$50 per diem plus travel expenses for such individuals: *Provided*, That the compensation for summer school personnel may be charged to the appropriation for the fiscal year in which the pay periods end: *Provided further*, That collections from the milk program shall be paid to the Collector of Taxes, District of Columbia, for deposit in the Treasury of the United States to the credit of the District.

Double salaries.
39 Stat. 120.
5 USC 58, 59.

Section 6 of the Legislative, Executive, and Judicial Appropriation Act, approved May 10, 1916, as amended, shall not apply from July 1 to August 25, 1956, to teachers of the public schools of the District of Columbia when employed by any of the branches of the United States Government.

PUBLIC LIBRARY

Public Library, including recordings and educational films; repairs to buildings; and care of grounds; \$1,783,000.

RECREATION DEPARTMENT

Recreation Department, for operation and maintenance of recreation facilities in and for the District of Columbia, \$1,903,000.

METROPOLITAN POLICE

Metropolitan Police, including the inspector in charge of the traffic division with the rank and pay of deputy chief; one captain who shall be assigned to the traffic division with the rank and pay of inspector; one inspector who shall be property clerk; the lieutenants in command of the homicide squad, robbery squad, general assignment squad, special investigation squad, with the rank and pay of captain while so assigned; the detective sergeants in command of the automobile squad, and the check and fraud squad with the rank and pay of lieutenant while so assigned; the detective sergeant assigned as administrative assistant to the chief of detectives with the rank and pay of lieutenant while so assigned; the present acting sergeant in charge of police automobiles with the rank and pay of sergeant; the present sergeant in charge of the police radio station with the rank and pay of lieutenant; the present sergeant in charge of purchasing and accounts with the rank and pay of lieutenant; the lieutenant in charge of the Metropolitan Police Boys' Club with the rank and pay of captain; the lieutenant assigned as harbormaster with the rank and pay of captain; not to exceed one detective in the salary grade of captain; civilian crossing guards including uniforms and equipment, at rates of pay and hours of employment to be fixed by the Commissioners; compensation of civilian trial board members at rates to be fixed by the Commissioners; allowances for privately owned automobiles used by deputy chiefs and inspectors in the performance of official duties at \$480 per annum for each automobile; rewards for fugitives; photographs, rental, purchase, and maintenance of radio and teletype systems; expenses of attendance, without loss of pay or time, at specialized police training classes and pistol matches, including tuition and entrance fees; expenses of the police training school, including travel expenses of visiting lecturers or experts in criminology; expenses of traffic school; official equipment, including cleaning, alteration, and repair of articles transferred from one individual to another, or damaged in the performance of duty; purchase of passenger motor vehicles; and the maintenance of a suitable place for the reception and detention of girls and women over seventeen

years of age, arrested by the police on charge of offense against any laws in force in the District of Columbia, or held as witnesses or held pending final investigation or examination, or otherwise; \$13,773,000, of which amount \$1,837,000 shall be payable from the highway fund and \$43,300 from the motor vehicle parking fund, and \$35,000 shall be exclusively available for expenditure by the Chief of Police for prevention and detection of crime, under his certificate approved by the Commissioners, and every such certificate shall be deemed a sufficient voucher for the sum therein expressed to have been expended.

ADDITIONAL MUNICIPAL SERVICES, INAUGURAL CEREMONIES, DISTRICT OF COLUMBIA

Metropolitan Police (additional municipal services, inaugural ceremonies), to enable the Commissioners to provide additional municipal services in said District from January 15 to January 24, 1957, both inclusive, including employment of personal services without regard to the civil-service and classification laws; payment at basic salary rates for services performed by officers and members of the police and fire departments in excess of the regular tours of duty (but not to exceed a total of sixteen hours overtime pay to any individual officer or member performing service within such period); travel expenses of enforcement personnel from other jurisdictions; hire of means of transportation; meals for policemen and firemen; cost of removing and relocating streetcar loading platforms; construction, rent, maintenance, and expenses incident to the operation of temporary public comfort stations, first-aid stations, and information booths; and other incidental expenses in the discretion of the Commissioners; \$155,000.

FIRE DEPARTMENT

Fire Department, including compensation of civilian trial board members at rates to be fixed by the Commissioners; official equipment, including cleaning, alteration, and repair of articles transferred from one individual to another or damaged in the performance of duty; purchase and maintenance of radio equipment; purchase of passenger motor vehicles; repairs and improvements to buildings and grounds; \$6,755,000: *Provided*, That hereafter the Commissioners in their discretion may authorize the construction, in whole or in part, of fire-fighting apparatus in the Fire Department repair shop.

VETERANS SERVICE CENTER

Veterans services, \$98,500.

OFFICE OF CIVIL DEFENSE

Office of Civil Defense, \$78,000: *Provided*, That not to exceed \$50,000 of any funds from appropriations available to the District of Columbia may be used to match financial contributions from the Federal Civil Defense Administration to the District of Columbia Office of Civil Defense for the purchase of civil defense equipment and supplies approved by the Federal Civil Defense Administration, when authorized by the Commissioners.

DEPARTMENT OF VOCATIONAL REHABILITATION

Department of Vocational Rehabilitation, \$147,000.

COURTS

D. C. Code 11-105.

D. C. Code 11-722.

Courts, including pay of retired judges; lodging and meals for jurors, bailiffs and deputy United States marshals while in attendance upon jurors, when ordered by the courts; meals for prisoners; and reimbursement to the United States for services rendered to the District of Columbia by the Judiciary, General Services Administration, and the Department of Justice; \$3,972,000, of which \$22,200 shall be available for payment to the United States Public Health Service for furnishing psychiatric service to the Juvenile Court, including the detail of necessary medical and other personnel, and \$262,200 shall be available for advances on reimbursement to the General Services Administration for one-half of the cost of operation, maintenance, and repair of the Federal Courts Building, as provided in the Act of May 14, 1948 (62 Stat. 235): *Provided*, That deposits made on demands for jury trials in accordance with rules prescribed by the Municipal Court under authority granted in section 11 of the Act approved March 3, 1921 (41 Stat. 1312), shall be earned unless, prior to three days before the time set for such trials, including Sundays and legal holidays, a new date for trial be set by the court, cases be discontinued or settled, or demands for jury trials be waived.

DEPARTMENT OF PUBLIC HEALTH

Department of Public Health, including fees to physicians under contracts to be made by the Director of Public Health and approved by the Commissioners, manufacture of serum in indigent cases, allowances for privately owned automobiles used for the performance of official duties by dairy-farm inspectors at the rate of 7 cents per mile but not more than \$840 per annum for each automobile, subsistence in lieu of salary for the full-time employment of persons for the purpose of securing training and experience in their future vocations; not to exceed \$1,000 for attendance without loss of pay or time at specialized medical or public health training courses or institutes, tuition and entrance fees, and travel expenses and fees for visiting lecturers or experts in public health and related fields; compensation of consulting physicians and dentists at rates to be fixed by the Commissioners, compensation of convalescent patients to be employed in essential work and as an aid to their rehabilitation at rates and under conditions to be determined by the Commissioners (but nothing in this paragraph shall be construed as conferring employee status on patients whose services are so utilized), not to exceed \$1,000 for financial assistance for needy patients as determined by the Superintendent of Glenn Dale Hospital at rates established by the Commissioners, not to exceed \$1,200 for fire prevention and protective services rendered to Glenn Dale Hospital under conditions to be determined by the Commissioners, purchase of passenger motor vehicles, training school for nurses, repairs and improvements to buildings and grounds, reimbursement to the United States for services rendered to the District of Columbia by Freedmen's Hospital, and for care and treatment of indigent patients under contracts to be made by the Director of Public Health of the District of Columbia and approved by the Commissioners with Central Dispensary and Emergency Hospital, Children's Hospital, Eastern Dispensary and Casualty Hospital, Episcopal Eye, Ear and Throat Hospital, Garfield Memorial Hospital, George Washington University Hospital, Georgetown University Hospital, Provi-

dence Hospital, Washington Home for Incurables, and Children's Convalescent Home, \$25,503,400: *Provided*, That the inpatient rate under such contracts and for services rendered by Freedmen's Hospital shall not exceed \$14 per diem and the outpatient rate shall not exceed \$2.40 per visit: *Provided further*, That amounts to be determined by the Commissioners may be expended for special services in detecting adulteration of drugs and foods, including candy and milk and other products and services subject to inspection by the Department of Public Health: *Provided further*, That employees using privately owned automobiles for the deportation of nonresident insane may be reimbursed as authorized by the Act of June 9, 1949 (63 Stat. 166), but not to exceed \$900 for any one individual.

5 USC 835 note.

DEPARTMENT OF CORRECTIONS

Department of Corrections, including subsistence of interns; compensation of consulting physicians, dentists, and other specialists at rates to be fixed by the Commissioners; attendance of guards at pistol and rifle matches; repairs and improvements to buildings and grounds; purchase of motorbuses; support, maintenance, and transportation of prisoners transferred from the District of Columbia; interment or transporting the remains of deceased prisoners to their relatives or friends in the United States; electrocutions; identifying, pursuing, recapturing (including rewards therefor), and returning to institutions, escaped inmates and parole and conditional-release violators; and returning released prisoners to their residences, or to such other place within the United States as may be authorized by the Director, and the furnishing of suitable clothing, and in the discretion of the Director, an amount of money not to exceed \$30, regardless of length of sentence; \$1,710,000.

PUBLIC WELFARE

Department of Public Welfare, including relief and rehabilitation of indigent residents, maintenance pending transportation of indigent persons, burial of indigent residents of the District of Columbia, temporary care of children while being transferred from place to place, care of women and children in institutions, including those under sectarian control, burial of children dying while beneficiaries under this appropriation, repairs and improvements to buildings and grounds, purchase of passenger motor vehicles, maintenance of a suitable place of detention for children under eighteen years of age arrested by the police on charge of offense against any laws in force in the District of Columbia or committed to the guardianship of the Department of Public Welfare, or held as witnesses or held temporarily, or pending hearing, or otherwise, and male witnesses eighteen years of age or over shall be held at the District of Columbia General Hospital, subsistence in lieu of salary for employment of persons for the purpose of securing training and experience in their future vocations, supervision of students performing voluntary services for the purpose of obtaining training and experience in their future vocations, compensation of consulting physicians and veterinarians at rates to be fixed by the Commissioners, and care of boys committed to the National Training School for Boys by the courts of the District of Columbia under a contract to be made by the Commissioners or their designated agent with the Attorney General at a rate of not to exceed the actual cost for each boy committed, \$10,642,500: *Provided*, That when specifically authorized by the Commissioners this appropriation may be used for visiting any ward of

5 USC 835 note.

the Department of Public Welfare placed outside of the District of Columbia and the States of Virginia and Maryland: *Provided further*, That employees using privately owned automobiles for the transportation of indigent persons or the placing of children may be reimbursed as authorized by the Act of June 9, 1949 (63 Stat. 166), but not to exceed \$900 for any one individual.

DEPARTMENT OF BUILDINGS AND GROUNDS

Department of Buildings and Grounds, including maintenance of public convenience stations, and \$5,000 exclusively for test borings and soil investigations, \$1,780,000, of which \$29,300 shall be payable from the highway fund.

40 USC 451-458.

All apportionments of appropriations for the use of the Department of Buildings and Grounds in payment of personal services employed on construction work provided for by said appropriations shall be based on an amount not exceeding 4 per centum of a total of not more than \$2,000,000 of appropriations made for such construction projects and not exceeding $3\frac{3}{4}$ per centum of a total of the appropriations in excess of \$2,000,000, and appropriations specifically made in this Act for the preparation of plans and specifications shall be deducted from any allowances authorized under this paragraph: *Provided*, That reimbursements may be made to this fund from appropriations contained in this Act for services rendered other activities of the District government, without reference to fiscal-year limitations on such appropriations: *Provided further*, That this fund shall be available for advance planning subject to subsequent reimbursement from funds loaned by the Administrator of General Services under the provisions of the Act of October 13, 1949 (63 Stat. 841).

OFFICE OF SURVEYOR

Office of Surveyor, \$170,000.

DEPARTMENT OF LICENSES AND INSPECTIONS

Department of Licenses and Inspections, including the enforcement of the Act requiring the erection of fire escapes on certain buildings and the removal of dangerous or unsafe or insanitary buildings; compensation at rates to be fixed by the Commissioners of members of the unsafe structure and excavation board; maintenance and repairs to markets; purchase of commodities and for personal services in connection with investigation and detection of sales of short weight and measure; \$1,658,000.

DEPARTMENT OF HIGHWAYS

D.C. Code 7-701 to 7-705.

Department of Highways, including minor construction of bridges; rental, purchase, installation, and maintenance of radio services; street lighting, including the installation and maintenance of public lamps, lampposts, street designations, lanterns, and fixtures of all kinds on streets, avenues, roads, alleys, and public spaces to be expended in accordance with the provisions of sections 7 and 8 of the District of Columbia Appropriation Act for the fiscal year 1912 (36 Stat. 1008), and with the provisions of the District of Columbia Appropriation Act for the fiscal year 1913 (37 Stat. 181), and other laws applicable thereto; purchase of passenger motor vehicles; \$6,535,000, of which \$3,966,235 shall be payable from the highway fund: *Provided*, That the Commissioners are hereby authorized to purchase and install a

municipal asphalt plant including all auxiliary plant equipment to be paid for from this appropriation.

DEPARTMENT OF VEHICLES AND TRAFFIC

Department of Vehicles and Traffic (payable from highway fund), including \$26,250 for traffic safety education without reference to any other law; \$200 for membership in the American Association of Motor Vehicle Administrators; refunding collections erroneously covered into the Treasury to the credit of the highway fund during the present and past three fiscal years; \$1,303,000: *Provided*, That no part of this or any other appropriation contained in this Act shall be expended for building, installing, and maintaining streetcar loading platforms and lights of any description employed to distinguish same, except that a permanent type of platform may be constructed from appropriations contained in this Act for street improvements when plans and locations thereof are approved by the Public Utilities Commission and the Director of Vehicles and Traffic and the street-railway company shall after construction maintain, mark, and light the same at its expense: *Provided further*, That the Commissioners are authorized and empowered to pay the purchase price and the cost of installation of new parking meters or devices from fees collected from such new meters or devices, which fees are hereby appropriated for such purpose: *Provided further*, That hereafter the Commissioners are authorized and directed to designate, reserve, and properly mark appropriate and sufficient parking spaces on the streets adjacent to all public buildings in the District for the use of Members of Congress engaged on public business: *Provided further*, That this appropriation shall not be available for refunds authorized by section 10 of the Act of April 23, 1924.

43 Stat. 108.
D. C. Code 47-
1910.

MOTOR VEHICLE PARKING AGENCY

Motor Vehicle Parking Agency (payable from motor vehicle parking fund), including installation and maintenance of parking meters, \$295,000.

DEPARTMENT OF SANITARY ENGINEERING

Department of Sanitary Engineering, including installing and repairing water meters on services to private residences and business places as may not be required to install meters under existing regulations (said meters to remain the property of the District of Columbia), purchase of passenger motor vehicles, purchase of radio equipment when approved by the Director of Highways, refunding of water rents and other water and sewer service charges erroneously paid in the District of Columbia (to be refunded in the manner prescribed by law for the refunding of erroneously paid taxes and to be available for such refunds of payments, made within the present and past three fiscal years), contribution of the District of Columbia to the expenses of the Interstate Commission on the Potomac River Basin, repair and maintenance of plants, buildings, and grounds, and fencing of public and private property designated by the Commissioners as public dumps, \$10,896,200, of which \$99,000 shall be payable from the highway fund for cleaning snow and ice from streets, sidewalks, crosswalks, and gutters, in the discretion of the Commissioners, \$2,860,270 shall be payable from the water fund, and \$1,577,916 shall be payable from the sanitary sewage works fund: *Provided*, That this appropriation shall not be available for collecting ashes or miscellaneous refuse from hotels and places of business or from apartment houses of four or more apartments having a central heating system, or from any

building or connected group of buildings operated as a rooming, boarding, or lodging house having a total of more than twenty-five rooms.

WASHINGTON AQUEDUCT

Washington Aqueduct (payable from the water fund), for the operation, maintenance, repair, and protection of Washington water supply facilities and their accessories, and maintenance of MacArthur Boulevard; including replacement and maintenance of water meters on Federal services; purchase of two passenger motor vehicles; and fluoridation of water, \$2,137,000: *Provided*, That transfer of appropriations for operating expenses and capital outlay may be made between the Department of Sanitary Engineering of the District of Columbia and the Washington Aqueduct upon mutual agreement of the Commissioners and the Secretary of the Army.

Nothing herein shall be construed as affecting the superintendence and control of the Secretary of the Army over the Washington Aqueduct, its rights, appurtenances, and fixtures connected with the same, and over appropriations and expenditures therefor as now provided by law.

NATIONAL GUARD

National Guard of the District of Columbia, including attendance at meetings of associations pertaining to the National Guard; expenses of camps, and for the payment of commutation of subsistence for enlisted men who may be detailed to guard or move the United States property at home stations on days immediately preceding and immediately following the annual encampment; reimbursement to the United States for loss of property for which the District of Columbia may be held responsible; cleaning and repairing uniforms, arms, and equipment; instruction, purchase, and maintenance of athletic, gymnastic, and recreational equipment at armory or field encampments; practice marches, drills, and parades; rents of armories, drill halls, and storehouses; advertising incident to recruiting; care and repair of armories, offices, storehouses, machinery, and dock, including dredging alongside of dock; alterations and additions to present structures; construction of buildings for storage and other purposes; \$136,500.

NATIONAL CAPITAL PARKS

National Capital Parks, including maintenance, care, and improvement of public parks, grounds, fountains, and reservations, propagating gardens and greenhouses, and the tourists' camp on its present site in East Potomac Park under the jurisdiction of the National Park Service; placing and maintaining portions of the parks in condition for outdoor sports, erection of stands, furnishing and placing of chairs, and services incident thereto in connection with national, patriotic, civic, and recreational functions held in the parks, including the President's Cup Regatta, and expenses incident to the conducting of band concerts in the parks; such expenses to include pay and allowances of the United States Park Police force; per diem employees at rates of pay approved by the Secretary of the Interior, not exceeding current rates of pay for similar employment in the District of Columbia; uniforming and equipping the United States Park Police force; the purchase, issue, operation, maintenance, repair, exchange, and storage of revolvers, uniforms, ammunition, and radio equipment and the rental of teletype service; and the purchase of

passenger motor vehicles, bicycles, motorcycles, and self-propelled machinery; the hire of draft animals, with or without drivers at local rates approved by the Secretary of the Interior; the purchase and maintenance of draft animals, harness, and wagons; \$2,535,000, of which \$25,000 shall be payable from the highway fund: *Provided*, That not to exceed \$15,000 of the amount herein appropriated may be expended for the erection of minor auxiliary structures: *Provided further*, That funds appropriated under or transferred to this head for services rendered by the National Park Service shall be advanced to said service and shall be credited as a repayment and maintained in a special account. The amounts so advanced will be available for the objects specified herein or in the appropriation from which such funds are transferred, any unexpended balance to be returned to the appropriation concerned not later than two full fiscal years after the close of the current fiscal year.

NATIONAL ZOOLOGICAL PARK

National Zoological Park, including erecting and repairing buildings; care and improvement of grounds; travel, including travel for the procurement of live specimens; purchase, care, and transportation of specimens; purchase of motorcycles and passenger motor vehicles; revolvers and ammunition; purchase of uniforms and equipment for police, and uniforms for keepers and assistant keepers; \$720,000: *Provided*, That funds appropriated under this head shall be advanced to the National Zoological Park and shall be credited as a repayment and maintained in a special account. The amounts so advanced will be available for the objects herein specified, any unexpended balance to be returned to this appropriation not later than two full fiscal years after the close of the current fiscal year.

CAPITAL OUTLAY

DISTRICT DEBT SERVICE

For reimbursement to the United States of funds loaned in compliance with section 4 of the Act of May 29, 1930 (46 Stat. 482), as amended, the Act of May 14, 1948 (62 Stat. 235), and section 108 of the Act of May 18, 1954 (68 Stat. 103), including interest as required thereby, \$394,500, of which \$95,500 shall be payable from the water fund.

D. C. Code 11-103 to 11-105.

D. C. Code 43-1540.

PUBLIC BUILDING CONSTRUCTION

Capital outlay, public building construction: For acquisition of public school and motor vehicle safety inspection station sites; preparation of plans and specifications for the following buildings: Senior High School in the vicinity of Congress Heights area Southeast and an elementary school in the vicinity of Texas Avenue and Burns Street Southeast; erection of the following structures, including building improvement and alteration and the treatment of grounds; elementary school in the vicinity of Fifty-sixth and Eads Streets Northeast, new Health School for Crippled Children in the vicinity of 13th and Allison Streets. Northwest, Young Elementary School addition, Eliot Junior High School addition, elementary school in the vicinity of Sixth and Chesapeake Streets Southeast, Paul Junior High School addition, Kenilworth Elementary School addition, and a motor vehicle safety inspection station (including equipment); \$348,900 for purchase of equipment for new school buildings; and permanent improvement of buildings and grounds (including purchase and installation

of furnishings and equipment, elimination of fire hazards, and road construction) of schools, firehouses, hospitals, welfare institutions, and other District of Columbia buildings; to remain available until expended, \$6,221,700 of which \$3,160,700 shall not become available for expenditure until July 1, 1957, and \$600,000 shall be payable from the highway fund, and \$381,000 shall be available for construction services by the Director of Buildings and Grounds or by contract for architectural engineering services, as may be determined by the Commissioners, and the funds for the use of the Director of Buildings and Grounds shall be advanced to the appropriation account, "Construction Services, Department of Buildings and Grounds": *Provided*, That the unexpended balances of the amounts appropriated in prior fiscal years under "Capital outlay, miscellaneous", may be transferred to this account for use for the same purposes as appropriated.

DEPARTMENT OF HIGHWAYS

Capital outlay, Department of Highways: For expenses necessary for the grading, surfacing, paving, repaving, widening, altering, purchase and installation of traffic lights, and otherwise improving streets, avenues, roads, and alleys, including curbing and gutters, directional and pedestrian islands at various intersections to permit proper traffic light control and channelization of traffic, drainage structures, culverts, suitable connections to storm water sewer system, retaining walls, replacement and relocation of sewers, water mains, fire hydrants, traffic lights, street lights, fire-alarm boxes, police-patrol boxes, and curb-line trees, when necessary, Federal-aid highway projects under section 1 (b) of the Federal Aid Highway Act of 1938, and highway structure projects financed wholly from the highway fund upon the approval of plans for such structures by the Commissioners; for carrying out the provisions of existing laws which authorize the Commissioners to open, extend, straighten, or widen streets, avenues, roads, or highways, in accordance with the plan of the permanent system of highways for the District of Columbia, and alleys and minor streets, and for the establishment of building lines in the District of Columbia, including the procurement of chains of title; and for assessment and permit work, paving of roadways under the permit system, and construction of sidewalks and curbs around public reservations and municipal and United States buildings, including purchase or condemnation of streets, roads, and alleys, including the purchase of property and improvements from the National Capital Housing Authority in the vicinity of the East Capitol Street Bridge facility, and of areas less than two hundred and fifty feet square at the intersection of streets, avenues, or roads in the District of Columbia, to be selected by the Commissioners; placing underground, relocating, and extending the telephone, police-patrol and fire-alarm cable and circuit distribution systems; installing and extending radio systems; and purchase of lampposts, street designations, and fixtures of all kinds; to remain available until expended, \$14,528,000, of which \$14,128,000 shall be payable from the highway fund: *Provided*, That in connection with the purchase and installation of a municipal asphalt plant on District-owned property the Commissioners are authorized to make expenditures from this appropriation for the preparation of the site, including the construction of seawalls, dock facilities, and a railroad siding: *Provided further*, That in connection with the highway-planning survey, involving surveys, plans, engineering, and economic investigations of projects for future construction in the District of Columbia, as provided for under section 10 of the Federal Aid Highway Act of 1938, and in connection with the

52 Stat. 633.
23 USC 41b.

53 Stat. 1066.

construction of Federal-aid highway projects under section 1 (b) of said Act, and highway-structure projects financed wholly from the highway fund, this appropriation and the appropriation "Operating expenses, Department of Highways" shall be available for the employment of engineering or other professional services by contract or otherwise, and without regard to section 3709 of the Revised Statutes and the civil-service and classification laws, and section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), and for engineering and incidental expenses: *Provided further*, That this appropriation and the appropriation "Operating expenses, Department of Highways" shall be available for the construction and repair of pavements of street railways, in accordance with the provisions of the Merger Act (47 Stat. 752), and the proportion of the amount thus expended which under the terms of the said Act is required to be paid by the street-railway company shall be collected, upon the neglect or the refusal of such street-railway company to make such payment, from the said street-railway company in the manner provided by section 5 of the Act of June 11, 1878, and shall be deposited to the credit of the appropriation for the fiscal year in which it is collected: *Provided further*, That in connection with projects to be undertaken as Federal-aid projects under the provisions of the Federal Aid Highway Act of December 20, 1944, as amended, the Commissioners are authorized to enter into contract or contracts for those projects in such amounts as shall be approved by the Bureau of Public Roads, Department of Commerce: *Provided further*, That the Commissioners are hereby authorized to construct grade-crossing elimination and other wholly District construction projects or those authorized under section 8 of the Act of June 16, 1936 (49 Stat. 1521), and section 1 (b) of the Federal Aid Highway Act of 1938, as amended, in accordance with the provisions of said Acts, and this appropriation may be used for payment to contractors and other expenses in connection with the expenses of surveys, design, construction, and inspection pending reimbursement to the District of Columbia by the Bureau of Public Roads, Department of Commerce, or other parties participating in such projects, reimbursement to be credited to the appropriation from which payment was made: *Provided further*, That the Commissioners are authorized to fix or alter the respective widths of sidewalks and roadways (including tree spaces and parking) of all highways that may be improved under appropriations contained in this Act: *Provided further*, That no appropriation in this Act shall be available for repairing, resurfacing, or paving any street, avenue, or roadway by private contract unless the specifications for such work shall be so prepared as to permit of fair and open competition in paving materials as well as in price: *Provided further*, That in addition to the provision of existing law requiring contractors to keep new pavements in repair for a period of one year from the date of the completion of the work, the Commissioners shall further require that where repairs are necessary during the four years following the said one-year period, due to inferior work or defective materials, such repairs shall be made at the expense of the contractor, and the bond furnished by the contractor shall be liable for such expense: *Provided further*, That this appropriation and the appropriation "Operating expenses, Department of Highways" shall be available for advance payments to Federal agencies for work to be performed, when ordered by the Commissioners, subject to subsequent adjustment.

52 Stat. 633.
23 USC 41b.

41 USC 5.

60 Stat. 810.

D. C. Code 7-604
note.

20 Stat. 106.
D. C. Code 7-604.

58 Stat. 838.
23 USC 60-63.

23 USC 24a.
52 Stat. 633.
23 USC 41b.

DEPARTMENT OF SANITARY ENGINEERING

Capital outlay, Department of Sanitary Engineering: For construction of sewers and extension of the District of Columbia water-distribution system; assessment and permit work; purchase or condemnation of lands and rights-of-way for construction, maintenance, and repair of sewers, water mains, and Sewage Treatment Plant; continuing construction on aeration plant and secondary sedimentation tanks, reconstruction, enlargement, rehabilitation, major repair and replacement of grit removal, sludge digestion, heating and other existing equipment and facilities; rehabilitation and replacement of screening and flow control facilities at the main sewerage pumping station; laying water mains and sewers in advance of paving and installing fire and public hydrants; constructing trunk water mains and low service reservoir in Brentwood Park; to remain available until expended, \$10,068,000, of which \$1,200,000 shall not become available for expenditure until July 1, 1957, and \$4,610,000 shall be payable from the water fund, and \$5,458,000 shall be payable from the sanitary sewage works fund: *Provided*, That this appropriation and the appropriation "Operating expenses, Department of Sanitary Engineering" shall be available for the employment of engineering or other professional services by contract or otherwise, and for engineering and incidental expenses.

The Secretary of the Treasury is authorized to sell United States securities now held for and on account of the water fund of the District of Columbia in such amounts as may be certified by the Commissioners as necessary and credit the proceeds of such sale to said water fund.

WASHINGTON AQUEDUCT

Capital outlay, Washington Aqueduct (payable from water fund): For continuing construction of Little Falls pumping station, dam and rising tunnel; continuing construction of Dalecarlia filter and chemical buildings; beginning construction of flocculation-sedimentation basin at Dalecarlia; miscellaneous betterments, replacements, and engineering planning of water supply facilities, including continuing raw-water conduit rehabilitation, utility relocations, and plant system rearrangements and interconnections; Georgetown conduit metering installation; acquisition by gift, exchange, purchase, or condemnation of supplementary land; and for developing increased water supply for the District of Columbia and environs in accordance with House Document 480, Seventy-ninth Congress, second session; and necessary expenses incident thereto; including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), but at rates for individual consultants not in excess of \$150 per diem; to remain available until expended, \$3,500,000.

60 Stat. 810.

REDUCTION IN APPROPRIATIONS

The following appropriation is hereby reduced in the sum hereinafter set forth, such sum to be covered into the general fund of the District of Columbia: Capital outlay, public building construction, for new tuberculosis building at the District of Columbia General Hospital, including equipment (Act of July 1, 1954), \$2,600,000.

68 Stat. 389.

GENERAL PROVISIONS

Vouchers.

SEC. 2. Except as otherwise provided herein, all vouchers covering expenditures of appropriations contained in this Act shall be audited before payment by or under the jurisdiction only of the accounting

officer for the District of Columbia and the vouchers as approved shall be paid by checks issued by the Disbursing Officer without countersignature.

SEC. 3. From and after July 1, 1956, the provisions of Public Law 330, Eighty-fourth Congress, approved August 9, 1955, shall be applicable to the government of the District of Columbia.

Strikes or overthrow of Government.
69 Stat. 624.
5 USC 113p.
Maximum amount.

SEC. 4. Whenever in this Act an amount is specified within an appropriation for particular purposes or object of expenditure, such amount, unless otherwise specified, shall be considered as the maximum amount which may be expended for said purpose or object rather than an amount set apart exclusively therefor.

SEC. 5. Appropriations in this Act shall be available, when authorized or approved by the Commissioners, for allowances for privately owned automobiles used for the performance of official duties at 7 cents per mile but not to exceed \$22 a month for each automobile, unless otherwise therein specifically provided, except that fifty-two such allowances at not more than \$360 each per annum may be authorized or approved by the Commissioners.

Automobile allowances.

SEC. 6. Appropriations in this Act shall be available for the payment of dues and expenses of attendance at meetings of organizations concerned with the work of the District of Columbia government, when authorized by the Commissioners: *Provided*, That the total expenditures for this purpose shall not exceed \$25,000.

Attendance at meetings.

SEC. 7. Hereafter the Commissioners are authorized in their discretion to invest and reinvest at any time in United States Government securities, with the approval of the Secretary of the Treasury, any part of the general, special, or trust funds, of the District of Columbia, not needed to meet current expenses, to deposit the interest accruing from such investments to the credit of the fund from which the investment was made, and the Secretary of the Treasury is authorized to sell or exchange such securities for other Government securities, and deposit the proceeds to the credit of the appropriate fund.

Investment in U. S. securities.

SEC. 8. Appropriations in this Act shall be available, when authorized by the Commissioners, for services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a).

Services.

SEC. 9. The disbursing officer of the District of Columbia is authorized to advance to such officials as may be designated by the Commissioners upon requisitions previously approved by the accounting officer of the District of Columbia such amounts and for such purposes as the Commissioners may determine.

60 Stat. §10.
Advances of money.

SEC. 10. Appropriations in this Act shall not be used for or in connection with the preparation, issuance, publication, or enforcement of any regulation or order of the Public Utilities Commission requiring the installation of meters in taxicabs, or for or in connection with the licensing of any vehicle to be operated as a taxicab except for operation in accordance with such system of uniform zones and rates and regulations applicable thereto as shall have been prescribed by the Public Utilities Commission.

Restrictions.

SEC. 11. Appropriations in this Act shall not be available for the payment of rates for electric current for street lighting in excess of those authorized to be paid in the fiscal year 1927, and payment for electric current for new forms of street lighting shall not exceed 2 cents per kilowatt-hour for current consumed.

SEC. 12. All motor-propelled passenger-carrying vehicles (including watercraft) owned by the District of Columbia shall be operated and utilized in conformity with section 16 of the Act of August 2, 1946 (5 U. S. C. 77, 78), and shall be under the direction and control of the Commissioners, who may from time to time alter or change the assignment for use thereof, or direct the alteration or interchangeable

Passenger vehicles.

60 Stat. §10.

use of any of the same by officers and employees of the District, except as otherwise provided in this Act. "Official purposes" shall not apply to the Commissioners of the District of Columbia or in cases of officers and employees the character of whose duties makes such transportation necessary, but only as to such latter cases when the same is approved by the Commissioners. No motor vehicles shall be transferred from the police or fire departments to any other branch of the government of the District of Columbia.

Snow removal.

SEC. 13. Appropriations contained in this Act for the Department of Highways and the Department of Sanitary Engineering shall be available for snow and ice control work when ordered by the Commissioners in writing.

SEC. 14. All funds (including existing unexpended balances and income from investments) derived from the action of any board, commission, or committee for which appropriations are provided herein, shall be deposited to the general revenues of the District of Columbia.

58 Stat. 532.

Uniforms.

SEC. 15. Appropriations in this Act shall be available, when authorized by the Commissioners, for the rental of quarters without reference to section 6 of the District of Columbia Appropriation Act, 1945.

SEC. 16. Appropriations in this Act shall be available for the furnishing of uniforms when authorized by the Commissioners.

Short title.

SEC. 17. This Act may be cited as the "District of Columbia Appropriation Act, 1957."

Approved June 29, 1956.

Public Law 638

CHAPTER 487

July 2, 1956
[S. 2771]

AN ACT

To authorize the Secretary of Defense to lend certain Army, Navy, and Air Force equipment and provide certain services to the Boy Scouts of America for use at the Fourth National Jamboree of the Boy Scouts of America, and for other purposes.

Boy Scouts of
America.
Armed Forces
equipment.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) the Secretary of Defense is hereby authorized, under such regulations as he may prescribe, to lend to the Boy Scouts of America, a corporation created under the Act of June 15, 1916, for the use and accommodation of the approximately fifty thousand Scouts and officials who are to attend the Fourth National Jamboree of the Boy Scouts of America to be held as a part of the national program "Onward for God and My Country" during the period beginning in June 1957, and ending in July 1957, at Valley Forge, Pennsylvania, such tents, cots, blankets, commissary equipment, flags, refrigerators, and other equipment and services as may be necessary or useful to the extent that items are in stock and available and their issue will not jeopardize the national defense program.

(b) Such equipment is authorized to be delivered at such time prior to the holding of such jamboree, and to be returned at such time after the close of such jamboree, as may be agreed upon by the Secretary of Defense and the National Council, Boy Scouts of America. No expense shall be incurred by the United States Government for the delivery, return, rehabilitation, or replacement of such equipment.

Bond.

(c) The Secretary of Defense, before delivering such property, shall take from the Boy Scouts of America a good and sufficient bond for the safe return of such property in good order and condition, and the whole without expense to the United States.

Approved July 2, 1956.

Public Law 639

CHAPTER 488

AN ACT

Making appropriations for the Department of Defense for the fiscal year ending June 30, 1957, and for other purposes.

July 2, 1956
[H. R. 10986]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending June 30, 1957, for military functions administered by the Department of Defense, and for other purposes, namely:

Department of
Defense Appropri-
ation Act, 1957.

TITLE I

OFFICE OF THE SECRETARY OF DEFENSE

SALARIES AND EXPENSES

For expenses necessary for the Office of the Secretary of Defense, including purchase (not to exceed five for replacement only) and hire of passenger motor vehicles; and not to exceed \$60,000 for emergency and extraordinary expenses, to be expended under the direction of the Secretary of Defense for such purposes as he deems proper, and his determination thereon shall be final and conclusive; \$14,500,000.

OFFICE OF PUBLIC AFFAIRS

For salaries and expenses necessary for the Office of Public Affairs, \$450,000.

TITLE II

INTERSERVICE ACTIVITIES

CLAIMS

For payment of claims by the Office of the Secretary of Defense, the Army (except as provided in appropriations for civil functions administered by the Department of the Army), Navy, Marine Corps, and Air Force, as authorized by law; claims (not to exceed \$1,000 in any one case) for damages to or loss of private property incident to the operation of Army and Air National Guard camps of instruction, either during the stay of units of said organizations at such camps or while en route thereto or therefrom; claims for damages arising under training contracts with carriers; and repayment of amounts determined by the Secretary of the Army, the Secretary of the Navy, or the Secretary of the Air Force, or officers designated by them, to have been erroneously collected from military and civilian personnel of the Departments of the Army, Navy, and Air Force or from States, Territories, or the District of Columbia, or members of National Guard units thereof; \$11,000,000.

CONTINGENCIES

For emergencies and extraordinary expenses arising in the Department of Defense, to be expended on the approval or authority of the Secretary of Defense and such expenses may be accounted for solely on his certificate that the expenditures were necessary for confidential military purposes, \$32,500,000: *Provided*, That a report of disbursements under this item of appropriation shall be made quarterly to the Appropriations Committees of the Congress.

Report to Con-
gressional Com-
mittees.

EMERGENCY FUND

For transfer by the Secretary of Defense, with the approval of the Bureau of the Budget, to any appropriation for military functions under the Department of Defense available for research and development, to be merged with and to be available for the same purposes, and for the same time period, as the appropriation to which transferred, \$85,000,000 and in addition not to exceed \$50,000,000 to be used upon determination by the Secretary of Defense that such funds can be wisely, profitably, and practically used in the interest of national defense and to be derived by transfer from such appropriations available to the Department of Defense for obligation during the current fiscal year as the Secretary of Defense may designate.

RETIRED PAY

For retired pay and retirement pay, as authorized by law, of military personnel on the retired lists of the Army, Navy, Marine Corps, and the Air Force, including the reserve components thereof; retainer pay for personnel of the inactive Fleet Reserve, and payments under the Uniformed Services Contingency Option Act of 1953; \$515,000,000.

67 Stat. 501.
37 USC 371 note.

COURT OF MILITARY APPEALS

For salaries and expenses necessary for the Court of Military Appeals, \$375,000.

TITLE III

DEPARTMENT OF THE ARMY

MILITARY PERSONNEL

For pay, allowances, individual clothing, interest on deposits, and permanent change of station travel, for members of the Army on active duty (except those undergoing reserve training); expenses incident to movement of troop detachments, including rental of camp sites and procurement of utility and other services; expenses of apprehension and delivery of deserters, prisoners, and soldiers absent without leave, including payment of rewards (not to exceed \$25 in any one case), and costs of confinement of military prisoners in nonmilitary facilities; donations of not to exceed \$25 to each prisoner upon each release from confinement in an Army or contract prison (other than a disciplinary barracks) and to each person discharged for fraudulent enlistment; authorized issues of articles to prisoners, other than those in disciplinary barracks; subsistence of enlisted personnel, selective service registrants called for induction and applicants for enlistment while held under observation, and prisoners (except those at disciplinary barracks), or reimbursement therefor while such personnel are sick in hospitals; and subsistence of supernumeraries necessitated by emergent military circumstances; \$3,566,704,000: *Provided*, That section 212 of the Act of June 30, 1932 (5 U. S. C. 59a), shall not apply to retired military personnel on duty at the United States Soldiers' Home: *Provided further*, That the duties of the librarian at the United States Military Academy may be performed by a retired officer detailed on active duty.

47 Stat. 406.

MAINTENANCE AND OPERATIONS

For expenses, not otherwise provided for, necessary for the maintenance and operation of the Army, including administration; medical

and dental care of personnel entitled thereto by law or regulation (including charges of private facilities for care of military personnel on duty or leave, except elective private treatment), and other measures necessary to protect the health of the Army; care of the dead; chaplains' activities; awards and medals; welfare and recreation; information and educational services for the Armed Forces; recruiting expenses; subsistence of prisoners at disciplinary barracks, and of civilian employees as authorized by law; expenses of apprehension and delivery of prisoners escaped from disciplinary barracks, including payment of rewards not exceeding \$25 in any one case, and expenses of confinement of such prisoners in nonmilitary facilities; donations of not to exceed \$25 to each prisoner upon each release from confinement in a disciplinary barracks; military courts, boards, and commissions; authorized issues of articles for use of applicants for enlistment and persons in military custody; civilian clothing, not to exceed \$30 in cost, to be issued each person upon each release from confinement in an Army or contract prison and to each soldier discharged for unsuitability, inaptitude, or otherwise than honorably, or sentenced by a civil court to confinement in a civil prison, or interned or discharged as an alien enemy; transportation services; communications services, including construction of communication systems; maps and similar data for military purposes; military surveys and engineering planning; contracts for maintenance of reserve tools and facilities for twelve months beginning at any time during the current fiscal year; alteration, extension, and repair of structures and property; acquisition of lands (not exceeding \$5,000 for any one parcel), easements, rights-of-way, and similar interests in land; utility services for buildings erected at private cost, as authorized by law (10 U. S. C. 1346), and buildings on military reservations authorized by Army regulations to be used for a similar purpose; purchase of ambulances; hire of passenger motor vehicles; tuition and fees incident to training of military personnel at civilian institutions; field exercises and maneuvers, including payments in advance for rentals or options to rent land; expenses for the Reserve Officers' Training Corps and other units at educational institutions, as authorized by law; exchange fees, and losses in the accounts of disbursing officers or agents in accordance with law; expenses of inter-American cooperation, as authorized for the Navy by law (5 U. S. C. 421f) for Latin-American cooperation; not to exceed \$4,681,000 for emergencies and extraordinary expenses, to be expended on the approval or authority of the Secretary of the Army, and payments may be made on his certificate of necessity for confidential military purposes, and his determination shall be final and conclusive upon the accounting officers of the Government; \$2,967,057,000: *Provided*, That during the fiscal year 1957 the maintenance, operation, and availability of the Army-Navy Hospital at Hot Springs National Park, Arkansas, and the Murphy General Hospital in Boston, Massachusetts, to meet requirements of the military and naval forces shall be continued.

32 Stat. 282.

60 Stat. 858.

MILITARY CONSTRUCTION, ARMY RESERVE FORCES

For construction, acquisition, expansion, rehabilitation and conversion of facilities for the training and administration of the reserve components, including contributions therefor, as authorized by the Act of September 11, 1950 (64 Stat. 829), as amended, without regard to sections 1136 and 3734, Revised Statutes, as amended, and land and interests therein may be acquired and construction prosecuted thereon prior to the approval of title by the Attorney General as required by section 355 of the Revised Statutes, as amended; and hire of passenger motor vehicles; \$55,000,000, to remain available until expended.

50 USC 881 note.

10 USC 1339; 40 USC 259, 267.

33 USC 733.

RESERVE PERSONNEL

66 Stat. 496.
60 USC 1003.

For pay, allowances, clothing, subsistence, transportation, travel and related expenses, as authorized by law, for personnel of the Army Reserve while on active duty under section 252 of the Armed Forces Reserve Act of 1952, or undergoing Reserve training or while performing drills or equivalent duty, and for members of the Reserve Officers' Training Corps; subsistence for members of the Army Reserve for drills of eight or more hours' duration in any one calendar day; \$215,000,000.

ARMY NATIONAL GUARD

66 Stat. 496.
50 USC 1003.

54 Stat. 1134.

39 Stat. 199.
32 USC 21, 22,
49.

For pay, allowances, clothing, subsistence, transportation, and travel, as authorized by law, for personnel of the Army National Guard while on duty under section 252 of the Armed Forces Reserve Act of 1952, or while undergoing training or while performing drills or equivalent duties; expenses of training, organizing and administering the Army National Guard, including maintenance, operation, and alterations to structures and facilities; hire of passenger motor vehicles; personal services in the National Guard Bureau and services of personnel of the National Guard employed as civilians without regard to their military rank, and the number of caretakers authorized to be employed under provisions of law (32 U. S. C. 42) may be such as is deemed necessary by the Secretary of the Army; subsistence for officers attending drills of eight or more hours duration in any one calendar day; travel expenses (other than mileage), as authorized by law for Army personnel on active duty, for Army National Guard division, regimental, and battalion commanders while inspecting units in compliance with National Guard regulations when specifically authorized by the Chief, National Guard Bureau; supplying and equipping the Army National Guard of the several States, Territories, and the District of Columbia, as authorized by law; and expenses of repair, modification, maintenance, and issue of supplies and equipment (including aircraft); \$320,162,000: *Provided*, That obligations may be incurred under this appropriation for training of units designated for early deployment under mobilization plans and for installation, maintenance, and operation of facilities for antiaircraft defense without regard to section 67 of the National Defense Act.

RESEARCH AND DEVELOPMENT

For expenses necessary for basic and applied scientific research and development, including maintenance, rehabilitation, lease and operation of facilities and equipment, as authorized by law, \$410,000,000, to remain available until expended.

NATIONAL BOARD FOR THE PROMOTION OF RIFLE PRACTICE, ARMY

For necessary expenses of construction, equipment and maintenance of rifle ranges, the instruction of citizens in marksmanship, and promotion of rifle practice, in accordance with law, including travel of rifle teams, military personnel, and individuals attending regional, national, and international competitions, and not to exceed \$18,000 for incidental expenses of the National Board, \$357,000: *Provided*, That travel expenses of civilian members of the National Board shall be paid in accordance with the Standardized Government Travel Regulations, as amended.

ALASKA COMMUNICATION SYSTEM

For expenses necessary for the operation, maintenance, and improvement of the Alaska Communication System, including purchase (not to exceed four for replacement only) and hire of passenger motor vehicles, \$5,000,000, to remain available until the close of the fiscal year 1958, and, in addition, not to exceed 15 per centum of the current fiscal year receipts of the Alaska Communication System may be merged with and used for the purposes of this appropriation.

REDUCTION IN APPROPRIATION

ARMY INDUSTRIAL FUND

The amount available in the Army Industrial Fund is hereby reduced by \$110,000,000, such sum to be covered into the Treasury immediately upon approval of this Act.

TITLE IV

DEPARTMENT OF THE NAVY

MILITARY PERSONNEL, NAVY

For pay, allowances, subsistence, interest on deposits, gratuities, clothing, permanent change of station travel (including expenses of temporary duty between permanent duty stations), training duty travel of midshipmen paid hereunder, and transportation of dependents, household effects (including storage thereof), and privately owned automobiles, as authorized by law, for regular and reserve personnel on active duty (except those on active duty while undergoing reserve training), midshipmen at the Naval Academy, and aviation cadets, \$2,478,316,000.

RESERVE PERSONNEL, NAVY

For pay, allowances, clothing, subsistence, gratuities, and travel, as authorized by law, for personnel of the Naval Reserve on active duty while undergoing reserve training, or while performing drills or equivalent duty, regular and contract enrollees in the Naval Reserve Officers' Training Corps, and retainer pay authorized by the Act of August 13, 1946 (34 U. S. C. 1020h), \$95,000,000.

60 Stat. 1060.

NAVY PERSONNEL, GENERAL EXPENSES

For expenses necessary for general training, education and administration of regular and reserve personnel, including tuition, cash book allowances of not to exceed \$50 for each Naval Aviation College program student, and other costs incurred at civilian schools, general training aids and devices, procurement of military personnel, and authorized annuity premiums and retirement benefits for civilian members of teaching staffs; maintenance and operation of Navy training and personnel facilities, including the Naval Academy, Naval Postgraduate School, Naval War College, Naval Home, Navy training schools and facilities, disciplinary barracks, and retraining commands; hire of motor vehicles; not to exceed \$30 per person for civilian clothing, including an overcoat when necessary, for enlisted personnel discharged for inaptitude or unsuitability or otherwise than honorably; welfare and recreation; medals and other awards; and departmental salaries; \$83,980,000.

MILITARY PERSONNEL, MARINE CORPS

For pay, allowances, subsistence, interest on deposits, gratuities, clothing, permanent change of station travel (including expenses of temporary duty between permanent duty stations), and transportation of dependents, household effects (including storage thereof), and privately owned automobiles, as authorized by law, for regular and reserve personnel on active duty (except those on active duty while undergoing reserve training), \$647,100,000.

RESERVE PERSONNEL, MARINE CORPS

For pay, allowances, clothing, subsistence, gratuities, and travel, as authorized by law, for personnel of the Marine Corps Reserve and the Marine Corps platoon leaders class on active duty while undergoing reserve training, or while performing drills or equivalent duty, \$26,800,000.

MARINE CORPS PROCUREMENT

For expenses necessary for the procurement, manufacture, and modification of armament, ammunition, military equipment and vehicles for the Marine Corps, including purchase of passenger motor vehicles; \$164,000,000, to remain available until expended.

MARINE CORPS TROOPS AND FACILITIES

For necessary expenses of troops and facilities of the Marine Corps not otherwise provided for, including maintenance and operation of equipment and facilities, and procurement of military personnel; training and education of regular and reserve personnel, including tuition and other costs incurred at civilian schools; welfare and recreation; not to exceed \$30 per person for civilian clothing, including an overcoat when necessary, for enlisted personnel discharged for inaptitude or unsuitability or otherwise than honorably; procurement and manufacture of military supplies, equipment and clothing; hire of passenger motor vehicles; transportation of things; industrial mobilization; medals, awards, emblems and other insignia; and departmental salaries; \$171,820,000.

AIRCRAFT AND RELATED PROCUREMENT

40 USC 259, 267.

33 USC 733 and
note.

For construction, procurement, and modernization of aircraft and equipment, including ordnance, spare parts, and accessories therefor; specialized equipment; expansion of public and not to exceed \$10,000,000 for expansion of private plants, including the land necessary therefor, without regard to section 3734, Revised Statutes, as amended, and such land, and interests therein, may be acquired and construction prosecuted thereon prior to approval of title by the Attorney General as required by section 355, Revised Statutes, as amended; procurement and installation of equipment in public or private plants; and departmental salaries necessary for the purposes of this appropriation; \$1,732,900,000, to remain available until expended.

AIRCRAFT AND FACILITIES

For expenses necessary for maintenance, operation, and modification of aircraft; maintenance, operation, and lease of air stations and facilities, testing laboratories, fleet and other aviation activities; procurement of services, supplies, special clothing, tools, materials, and equipment, including rescue boats; industrial mobilization; aero-

logical services, supplies, and equipment for the Navy and Marine Corps; and departmental salaries; \$810,772,000: *Provided*, That \$725,000 of the foregoing amount shall be transferred to the appropriation "Salaries and expenses, Weather Bureau, Department of Commerce", fiscal year 1957.

SHIPBUILDING AND CONVERSION

For expenses necessary for the construction, acquisition, or conversion of vessels as authorized by law, including armor and armament therefor, plant equipment, appliances, and machine tools, and installation thereof in public or private plants; procurement, production, and modernization of electronic equipment and material for ships; procurement of critical long lead time components and designs for vessels to be constructed or converted in the future; expansion of public and private plants, including land necessary therefor, without regard to section 3734, Revised Statutes, as amended, and such land, and interests therein, may be acquired and construction prosecuted thereon prior to approval of title by the Attorney General as required by section 355, Revised Statutes, as amended; and departmental salaries necessary for the purposes of this appropriation; \$1,479,700,000, to remain available until expended.

40 USC 259, 267.

33 USC 733 and note.

SHIPS AND FACILITIES

For expenses necessary for design, maintenance, operation, and alteration of vessels; maintenance and operation of facilities; procurement of plant equipment, appliances, and machine tools, and installation thereof in public or private plants; procurement of equipment, supplies, special clothing and services; installation, maintenance, and removal of ships' ordnance; lease of facilities and docks; charter and hire of vessels; relief of vessels in distress; maritime salvage services; industrial mobilization; and departmental salaries; \$766,040,000; of which \$16,240,000 shall be transferred to the appropriation "Coast Guard Operating Expenses, 1957" for the operation of ocean stations: *Provided*, That notwithstanding the availability of the trust fund "Naval Reservation, Olongapo Civic Fund," this appropriation shall be available for such support of the town of Olongapo as may be authorized by law.

CONSTRUCTION OF SHIPS

The limit on the total of obligations which may be incurred under this head for construction, conversion, or replacement, approved after July 17, 1947, is reduced from "\$1,243,289,000" to "\$1,224,861,000", and the authority to enter into contracts heretofore granted under this head is reduced by the sum of \$18,428,000. Appropriations under this head shall not be available for obligation after June 30, 1957, or for expenditure after June 30, 1958, and any unexpended balance remaining therein on June 30, 1958, shall be disposed of pursuant to the provisions of the Surplus Fund-Certified Claims Act of 1949 (31 U. S. C. 712b).

63 Stat. 407.

PROCUREMENT OF ORDNANCE AND AMMUNITION

For expenses necessary for the production and procurement of Navy ordnance and ammunition (except ordnance for new aircraft, new ships, and ships authorized for conversion); expansion of public and private plants, including land necessary therefor, without regard to section 3734, Revised Statutes, as amended, and such land, and inter-

40 USC 259, 367.

33 USC 733 and
note.

ests therein, may be acquired and construction prosecuted thereon prior to approval of title by the Attorney General as required by section 355, Revised Statutes, as amended; and procurement of plant equipment, appliances, and machine tools, and installation thereof in public or private plants; \$294,000,000, to remain available until expended.

ORDNANCE AND FACILITIES

For expenses necessary for inspection, testing, modification, alteration, preservation, and handling of ordnance and ammunition; maintenance of ordnance (except installation, maintenance, and removal of ships' ordnance, and line maintenance of ordnance installed in aircraft); maintenance and operation of ordnance facilities; procurement of equipment, supplies, special clothing and services; procurement of plant equipment, appliances, and machine tools, and installation thereof in naval plants; lease of facilities; industrial mobilization; and departmental salaries; \$163,680,000.

ORDNANCE FOR NEW CONSTRUCTION

The limit on the total of obligations which may be incurred under this head for armor, armament, and ammunition for construction, conversion, or replacement approved between July 17, 1947, and June 30, 1951, is reduced from "\$356,123,000" to "\$335,123,000", and the authority to enter into contracts heretofore granted under this head is reduced by the sum of "\$21,000,000". Appropriations under this head shall not be available for obligation after June 30, 1957, or for expenditure after June 30, 1958, and any unexpended balance remaining therein on June 30, 1958, shall be disposed of pursuant to the provisions of the Surplus Fund-Certified Claims Act of 1949 (31 U. S. C. 712b).

63 Stat. 407.

MEDICAL CARE

For expenses necessary for maintenance and operation of naval hospitals, medical centers, clinics, schools, and other medical activities; technical medical support of the supply system and other naval activities; procurement of ambulances, medical and dental supplies, equipment and services; instruction of medical personnel in naval hospitals, naval schools, and civilian schools; industrial mobilization; care of the dead; and departmental salaries; \$61,323,000.

CIVIL ENGINEERING

For expenses necessary for maintenance and operation of district public works offices, public works centers, construction battalion centers, defense housing projects, other civil engineering facilities, and shore activities not otherwise provided for; procurement of services, supplies, and equipment for the foregoing activities; purchase and hire of passenger motor vehicles; engineering services; industrial mobilization; and departmental salaries; \$129,600,000.

MILITARY CONSTRUCTION, NAVAL RESERVE FORCES

For construction, acquisition, expansion, rehabilitation, and conversion of facilities for the training and administration of the reserve components of the Navy and Marine Corps, including contributions therefor, as authorized by the Act of September 11, 1950 (64 Stat. 829), as amended, without regard to section 3734, Revised Statutes, as amended, and land and interests therein may be acquired and construction prosecuted thereon prior to the approval of title by the

50 USC 881 note.
40 USC 259, 267.

Attorney General as required by section 355, Revised Statutes, as amended; \$9,704,000, to remain available until expended. 33 USC 733 and
note.

RESEARCH AND DEVELOPMENT

For expenses necessary for basic and applied scientific research and development, including maintenance, rehabilitation, lease, and operation of facilities and equipment, as authorized by law, \$492,000,000, to remain available until expended.

SERVICE-WIDE SUPPLY AND FINANCE

For expenses necessary for maintenance and operation of service-wide supply and finance activities, including supply depots and centers, area provision supply and purchasing offices, supply demand control points, fleet fueling facilities, overseas air cargo terminals, regional accounting and disbursing offices, the material catalog office, and other service-wide supply and finance facilities, as designated by the Secretary; procurement of supplies, services, special clothing, and equipment; transportation of household effects of civilian employees; industrial mobilization; losses in exchange and in the accounts of disbursing officers, as authorized by law; and departmental salaries; \$289,644,000.

SERVICE-WIDE OPERATIONS

For expenses necessary for maintenance and operation of the Naval Observatory, the Hydrographic Office, service-wide communications, naval records centers, naval district headquarters (except training officers), river commands, the cost inspection service, and other service-wide operations and functions not otherwise provided for; procurement of supplies, services and equipment for activities financed hereunder; cryptographic equipment; Latin-American co-operation; not to exceed \$9,690,000 for emergencies and extraordinary expenses as authorized by section 6 of the Act of August 2, 1946 (5 U. S. C. 419c), to be expended on the approval and authority of the Secretary, and his determination shall be final and conclusive upon the accounting officers of the Government; and departmental salaries; \$102,435,000.

60 Stat. 653.

NAVAL PETROLEUM RESERVES

For expenses necessary for exploration, prospecting, conservation, development, use, and operation of the naval petroleum reserves, as authorized by law, \$683,000.

NAVAL EMERGENCY FUND

The appropriation "Naval emergency fund" shall not be available for obligation or expenditure after June 30, 1956, and any unexpended balance remaining therein on that date shall be covered into the Treasury.

REDUCTIONS IN APPROPRIATIONS

The amounts available in the several funds named below are hereby reduced by the respective sums indicated, such sums to be covered into the Treasury immediately upon approval of this Act:

Navy Stock Fund, \$100,000,000;
Marine Corps Stock Fund, \$3,000,000;
Navy Industrial Fund, \$52,000,000;
Construction of Ships, \$3,800,000;
Ordnance for New Construction, \$1,000,000.

TITLE V

DEPARTMENT OF THE AIR FORCE

AIRCRAFT AND RELATED PROCUREMENT

For construction, procurement, and modification of aircraft and equipment, armor and armament, spare parts and accessories therefor; specialized equipment; expansion of public and private plants, Government-owned equipment and installation thereof in such plants, erection of structures, and acquisition of land without regard to section 1136, Revised Statutes, as amended, for the foregoing and other purposes, and such land, and interests therein, may be acquired and construction prosecuted thereon prior to the approval of title by the Attorney General as required by section 355, Revised Statutes, as amended; reserve plant and equipment layaway; and other expenses necessary for the foregoing purposes, including rents and transportation of things; \$6,848,500,000, to remain available until expended.

10 USC 1339.

33 USC 733 and note.

PROCUREMENT OTHER THAN AIRCRAFT

For procurement and modification of equipment, supplies, and materials, and spare parts therefor, not otherwise provided for; ground electronic and communication equipment; and the purchase of passenger motor vehicles; \$1,140,000,000, to remain available until expended.

RESEARCH AND DEVELOPMENT

For expenses necessary for basic and applied scientific research and development, including maintenance, rehabilitation, lease and operation of facilities and equipment, as authorized by law, \$710,000,000, to remain available until expended.

OPERATION AND MAINTENANCE

For expenses, not otherwise provided for, necessary for the operation, maintenance, and administration of the activities of the Air Force, including the Air Force Reserve and the Air Reserve Officers' Training Corps; maintenance, operation, and modification of aircraft; transportation of things; repair of facilities; field printing plants; hire of passenger motor vehicles; recruiting advertising expenses; training and instruction of military personnel of the Air Force, including tuition and related expenses; pay, allowances, and travel expenses of contract surgeons; utility services for buildings erected at private cost as authorized by law (10 U. S. C. 1346), and buildings on military reservations authorized by Air Force regulations to be used for welfare and recreational purposes; rental of land or purchase of options to rent land without reference to section 3648, Revised Statutes, as amended, use or repair of private property, and other necessary expenses of combat maneuvers; civilian clothing not to exceed \$30 in cost for each person upon each release from a military prison, each enlisted man discharged for unsuitability, inaptitude, or otherwise than honorably, each enlisted man sentenced by a civil court to confinement in a civil prison, and each enlisted man interned, or discharged without internment as an alien enemy; authorized issues of articles for use of applicants for enlistment and persons in military custody; payment of exchange fees and exchange losses incurred by Air Force disbursing officers or their agents; losses in the accounts of Air Force disbursing officers as authorized by law (31 U. S. C. 95a;

32 Stat. 282.

31 USC 529.

50 U. S. C. 1705–1707); care of the dead; chaplain and other welfare and morale supplies and equipment; conduct of schoolrooms, service clubs, chapels, and other instructional, entertainment, and welfare expenses for enlisted men and patients not otherwise provided for; awards and decorations; expenses of courts, boards and commissions; expenses for inter-American cooperation as authorized for the Navy by the Act of August 2, 1946 (5 U. S. C. 421f) for Latin-American cooperation; industrial mobilization, including maintenance of reserve plants and equipment and procurement planning; and special services by contract or otherwise; not to exceed \$7,000,000 for emergencies and extraordinary expenses, to be expended on the approval or authority of the Secretary of the Air Force, and payments may be made on his certificate of necessity for confidential military purposes, and his determination shall be final and conclusive upon the accounting officers of the Government; \$3,724,185,000.

58 Stat. 800, 921.
50 U. S. C. app.
1705–1707.

60 Stat. 858.

MILITARY PERSONNEL

For pay, allowances, clothing, subsistence, transportation, interest on deposits of enlisted personnel, and travel in kind for cadets and permanent change of station travel for all other personnel of the Air Force of the United States on active duty including duty under section 5, National Defense Act, as amended, or section 252 of the Armed Forces Reserve Act of 1952 (50 U. S. C. 1003) (other than personnel of the reserve components, including the Air National Guard, on active duty while undergoing Reserve training), including commutation of quarters, subsistence supplies for issue as rations to enlisted personnel, and clothing allowances, as authorized by law; and, in connection with personnel paid from this appropriation, for rental of camp sites and local procurement of utility services and other necessary expenses incident to individual or troop movements (including packing and unpacking and transportation of organizational equipment); ice, meals for recruiting parties, monetary allowances for liquid coffee for troops when supplied cooked or travel rations, and commutation of rations, as authorized by law, to enlisted personnel, including those sick in hospitals; transportation, as authorized by law, of dependents, baggage, and household effects (including storage thereof) of personnel paid from this appropriation; rations for applicants for enlistment, prisoners of war, and general prisoners; subsistence supplies for resale, as authorized by law; commutation of rations, as authorized by regulations, to applicants for enlistment and general prisoners while sick in hospitals; subsistence of supernumeraries necessitated by emergent military circumstances; expenses of apprehension and delivery of deserters, prisoners, and members of the Air Force absent without leave, including payment of rewards (not to exceed \$25 in any one case); confinement of military prisoners in nonmilitary facilities; and donations of not to exceed \$25 to each civilian prisoner upon each release from a military prison, to each enlisted man discharged otherwise than honorably upon each release from confinement under court-martial sentence, and to each person discharged for fraudulent enlistment; \$3,718,440,000, of which not to exceed \$57,853,000 may be transferred to the appropriation, "Military personnel, 1956".

39 Stat. 167.
10 USC 38.
66 Stat. 496.

RESERVE PERSONNEL

For pay, allowances, clothing, subsistence, and travel for personnel of the Air Force Reserve and the Air Reserve Officers' Training Corps, while on active duty undergoing Reserve training or while performing

drills or equivalent duty, as authorized by law; and the procurement and issue of uniforms to institutions necessary for the training of the Air Reserve Officers' Training Corps, as authorized by law; \$59,300,000.

AIR NATIONAL GUARD

39 Stat. 167, 203,
10 USC 38, 32
USC 66, 171-176.
66 Stat. 496.

64 Stat. 829.
50 USC 881 note.

39 Stat. 205; 54
Stat. 1134.

For pay, allowances, clothing, subsistence, transportation (including mileage, actual and necessary expenses, or per diem in lieu thereof), medical and hospital treatment and related expenses, for members of the Air National Guard while undergoing Reserve training or while performing drills or equivalent duty, including officers on duty under sections 5 and 81, National Defense Act, as amended, and section 252 of the Armed Forces Reserve Act of 1952 (50 U. S. C. 1003), as authorized by law; travel expenses (other than mileage) on the same basis as authorized by law for Air National Guard personnel on active Federal duty, of Air National Guard commanders while inspecting units in compliance with National Guard regulations when specifically authorized by the Chief, National Guard Bureau; establishment, maintenance, operation, repair, and other necessary expenses of facilities for the training and administration of the Air National Guard, including construction of facilities, and additions, extensions, alterations, improvements, and rehabilitation of existing facilities, as authorized by the Act of September 11, 1950 (Public Law 783), as amended; maintenance, operation, and modification of aircraft; transportation of things; purchase and hire of passenger motor vehicles; procurement and issue to the Air National Guard of the several States, Territories, and the District of Columbia of supplies, materials, and equipment, as authorized by law; and expenses incident to the maintenance and use of supplies, materials, and equipment, including such as may be furnished from stocks under the control of agencies of the Department of Defense; \$258,700,000: *Provided*, That the number of caretakers authorized to be employed under the provisions of law (32 U. S. C. 42) may be such as is deemed necessary by the Secretary of the Air Force.

REDUCTION IN APPROPRIATION

AIR FORCE STOCK FUND

The amount available in the Air Force Stock Fund is hereby reduced by \$50,000,000, such sum to be covered into the Treasury immediately upon approval of this Act.

TITLE VI

GENERAL PROVISIONS

Experts or consultants.

60 Stat. 810.

SEC. 601. During the current fiscal year, the Secretary of Defense and the Secretaries of the Air Force, Army, and Navy, respectively, if they should deem it advantageous to the national defense, and if in their opinions, the existing facilities of the Department of Defense are inadequate, are authorized to procure services in accordance with section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), but at rates for individuals not in excess of \$50 per day under regulations prescribed by the Secretary of Defense, and to pay in connection therewith travel expenses of individuals, including actual transportation and per diem in lieu of subsistence while traveling from their homes or places of business to official duty station and return as may be authorized by law: *Provided*, That such contracts may be renewed annually.

SEC. 602. During the current fiscal year, provisions of law prohibiting the payment of compensation to, or employment of, any person not a citizen of the United States shall not apply to personnel of the Department of Defense.

Noncitizens.

SEC. 603. Appropriations contained in this Act shall be available for insurance of official motor vehicles in foreign countries, when required by laws of such countries; payments in advance of expenses determined by the investigating officer to be necessary and in accord with local custom for conducting investigations in foreign countries incident to matters relating to the activities of the department concerned; reimbursement of General Services Administration for security guard services for protection of confidential files; and all necessary expenses, at the seat of government of the United States of America or elsewhere, in connection with (1) instruction and training, including tuition, specifically approved by the Secretary of the department concerned and not otherwise provided for, of civilian employees, and (2) communication and other services and supplies as may be necessary to carry out the purposes of this Act: *Provided*, That no appropriation contained in this Act, and no funds available from prior appropriations to component departments and agencies of the Department of Defense, shall be used to pay tuition or to make other payments to educational institutions in connection with the instruction or training of file clerks, stenographers, and typists receiving, or prospective file clerks, stenographers, and typists who will receive compensation at a rate below the minimum rate of pay for positions allocated to grade GS-5 under the Classification Act of 1949, as amended.

Availability of appropriations.

63 Stat. 954.
5 USC 1071 note.

SEC. 604. Any appropriation available to the Air Force, Army, or the Navy may, under such regulations as the Secretary concerned may prescribe, be used for expenses incident to the maintenance, pay, and allowances of prisoners of war, other persons in Air Force, Army, or Navy custody whose status is determined by the Secretary concerned to be similar to prisoners of war, and persons detained in such custody pursuant to Presidential proclamation.

Prisoners of war, etc.

SEC. 605. Appropriations available to the Department of Defense for the current fiscal year for construction or maintenance shall be available for minor construction (except family quarters), conversion of and extensions to existing structures, and improvements, at facilities of the Department concerned, but the cost of any project authorized under this section which is not otherwise authorized shall not exceed the following cost limitations, but only one allotment shall be made for any one project or unit: (a) any such project determined by the Secretary of Defense to be urgently required in the interests of national defense, \$200,000; (b) any such project determined by the Secretary of the Department concerned to be urgently required in the interests of national defense, \$50,000; and (c) any other such project, \$25,000: *Provided*, That the cost limitations of this section shall not apply to amounts authorized to be expended for emergency expenses on the approval of the Secretary concerned: *Provided further*, That the cost of converting existing structures to family quarters pursuant to the authority contained in this section shall not exceed \$50,000 during the current fiscal year at any single facility of the Department concerned.

Minor construction.

SEC. 606. During the current fiscal year, appropriations otherwise available for construction of family quarters for personnel shall not be obligated for such construction at a cost per family unit in excess of \$20,000 on housing units for generals or equivalent; \$18,000 on housing units for colonels or equivalents; \$16,000 on housing units for majors and lieutenant colonels, or equivalent; \$14,000 on housing units for second lieutenants, lieutenants, captains, and warrant officers, or equiv-

Family quarters.

alent; or \$12,000 on housing units for enlisted personnel, except that when such units are constructed outside the continental United States or in Alaska, the average cost per unit of all such units shall not exceed \$25,850 and in no event shall the individual cost exceed \$35,000, except units for the Alaska Communication System the individual cost of which shall not exceed \$40,000.

Schooling for dependents.

64 Stat. 1100.

60 Stat. 854.

Occupied areas.

Rewards, Navy.

60 Stat. 858.

5 USC 421f.

Payment of deficiency judgments.

62 Stat. 277.

Canal Zone.

Citizenship requirements.

Panamanian citizens.
48 USC 1307 note.

Employees with 15 or more years of service.

Hours of employment; pay rate.

Suspension of compliance.

SEC. 607. Appropriations for the Department of Defense for the current fiscal year shall be available, (a) except as authorized by the Act of September 30, 1950 (20 U. S. C. 236-244), for primary and secondary schooling for dependents of military and civilian personnel of the Department of Defense residing on military or naval installations or stationed in foreign countries, as authorized for the Navy by section 13 of the Act of August 2, 1946 (5 U. S. C. 421d) in amounts not exceeding an average of \$245 per student, when the Secretary of the Department concerned finds that schools, if any, available in the locality, are unable to provide adequately for the education of such dependents; (b) for expenses in connection with administration of occupied areas; (c) for payment of rewards as authorized for the Navy by the Act of August 2, 1946, for information leading to the discovery of missing naval property or the recovery thereof; (d) for payment of deficiency judgments and interest thereon arising out of condemnation proceedings; (e) for payment of rentals at the seat of government or elsewhere, and, in administering the provisions of 43 U. S. C. 315g, rentals may be paid in advance.

SEC. 608. No part of any appropriation contained in this Act shall be used directly or indirectly except for temporary employment in case of emergency, for the payment of any civilian for services rendered by him on the Canal Zone while occupying a skilled, technical, clerical, administrative, executive, or supervisory position unless such person is a citizen of the United States of America or the Republic of Panama: *Provided, however*, (1) That, notwithstanding the provision in the Act approved August 11, 1939 (53 Stat. 1409), limiting employment in the above-mentioned positions to citizens of the United States from and after the date of approval of said Act, citizens of Panama may be employed in such positions; (2) that at no time shall the number of Panamanian citizens employed in the above-mentioned positions exceed the number of citizens of the United States so employed, if United States citizens are available in continental United States or on the Canal Zone; (3) that nothing in this Act shall prohibit the continued employment of any person who shall have rendered fifteen or more years of faithful and honorable service on the Canal Zone; (4) that in the selection of personnel for skilled, technical, administrative, clerical, supervisory, or executive positions the controlling factors in filling these positions shall be efficiency, experience, training, and education; (5) that all citizens of Panama and the United States rendering skilled, technical, clerical, administrative, executive, or supervisory service on the Canal Zone under the terms of this Act (a) shall normally be employed not more than forty hours per week, (b) may receive as compensation equal rates of pay based upon rates paid for similar employment in continental United States plus 25 per centum; (6) this entire section shall apply only to persons employed in skilled, technical, clerical, administrative, executive, or supervisory positions on the Canal Zone directly or indirectly by any branch of the United States Government or by any corporation or company whose stock is owned wholly or in part by the United States Government: *Provided further*, That the President may suspend from time to time in whole or in part compliance with this section if he should deem such course to be in the public interest.

SEC. 609. Insofar as practicable, the Secretary of Defense shall assist American small business to participate equitably in the furnishing of commodities and services financed with funds appropriated under this Act by making available or causing to be made available to suppliers in the United States, and particularly to small independent enterprises, information, as far in advance as possible, with respect to purchases proposed to be financed with funds appropriated under this Act, and by making available or causing to be made available to purchasing and contracting agencies of the Department of Defense information as to commodities and services produced and furnished by small independent enterprises in the United States, and by otherwise helping to give small business an opportunity to participate in the furnishing of commodities and services financed with funds appropriated by this Act.

Assistance to
American small
business.

SEC. 610. No appropriation contained in this Act shall be available for expenses of operation of messes (other than organized messes the operating expenses of which are financed principally from nonappropriated funds) at which meals are sold to officers or civilians except under regulations approved by the Secretary of Defense, which shall (except under unusual or extraordinary circumstances) establish rates for such meals sufficient to provide reimbursement of operating expenses and food costs to the appropriations concerned: *Provided*, That officers and civilians in a travel status receiving a per diem allowance in lieu of subsistence shall be charged at the rate of not less than \$2.25 per day: *Provided further*, That for the purposes of this section payments for meals at the rates established hereunder may be made in cash or by deductions from the pay of civilian employees.

Mess operations.

Travel—status
rate.

SEC. 611. No part of any appropriation contained in this Act shall be available until expended unless expressly so provided elsewhere in this or some other appropriation Act.

Availability of
appropriations.

SEC. 612. Not more than \$41,000,000 of the amounts received during the current fiscal year by the Department of Defense as proceeds from the sale of scrap, salvage or surplus materials, shall be available during the current fiscal year for expenses of transportation, demilitarization, and other preparation for sale or salvage of military supplies, equipment, and materiel: *Provided*, That a report of receipts and disbursements under this limitation shall be made quarterly to the Committees on Appropriations of the Congress: *Provided further*, That no funds available to agencies of the Department of Defense shall be used for the operation, acquisition or construction of new facilities or equipment for new facilities in the continental limits of the United States for metal scrap baling or shearing or for melting or sweating aluminum scrap unless the Secretary of Defense or an Assistant Secretary of Defense designated by him determines, with respect to each facility involved, that the operation of such facility is in the national interest.

Proceeds from
sale of scrap.

SEC. 613. During the current fiscal year, the President may exempt appropriations, funds, and contract authorizations, available for military functions under the Department of Defense, from the provisions of subsection (c) of section 3679 of the Revised Statutes, as amended, whenever he deems such action to be necessary in the interest of national defense.

Exemption from
apportionment.

31 USC 665.

SEC. 614. No appropriation contained in this Act shall be available in connection with the operation of commissary stores of the agencies of the Department of Defense for the cost of purchase (including commercial transportation in the United States to the place of sale but excluding all transportation outside the United States) and maintenance of operating equipment and supplies, and for the actual or estimated cost of utilities as may be furnished by the Government and

Commissary
stores.

Restrictions.	<p>of shrinkage, spoilage, and pilferage of merchandise under the control of such commissary stores, except as authorized under regulations promulgated by the Secretaries of the military departments concerned, with the approval of the Secretary of Defense, which regulations shall provide for reimbursement therefor to the appropriations concerned and, notwithstanding any other provision of law, shall provide for the adjustment of the sales prices in such commissary stores to the extent necessary to furnish sufficient gross revenue from sales of commissary stores to make such reimbursement: <i>Provided</i>, That under such regulations as may be issued pursuant to this section all utilities may be furnished without cost to the commissary stores outside the continental United States and in Alaska: <i>Provided further</i>, That no appropriation contained in this Act shall be available in connection with the operation of commissary stores within the continental United States unless the Secretary of Defense has certified that items normally procured from commissary stores are not otherwise available at a reasonable distance and a reasonable price in satisfactory quality and quantity to the military and civilian employees of the Department of Defense.</p>
Civilian employee ceiling.	<p>SEC. 615. No funds appropriated in title I, III, IV, and V of this Act shall be used for the payment in excess of 475,000 full-time graded civilian employees (including (a) the full-time equivalent of part-time employment, (b) persons who are described as "consultants" or who are compensated on a "when actually employed" basis if such persons are employed on a contract basis or are paid on a per diem basis, and (c) persons employed without compensation if they are reimbursed for expenses) at any one time during the current fiscal year: <i>Provided</i>, That whenever, in the opinion of the Secretary of the Military Department concerned, the direct substitution of civilian personnel for an equivalent or greater number of military personnel will result in economy without adverse effect upon national defense, such substitution may be accomplished without regard to the foregoing limitation, and such funds as may be required to accomplish the substitution may be transferred from the appropriate military personnel appropriation to, and merged with, the appropriation charged with compensation of such civilian personnel.</p>
Exception.	
Proficiency flying.	<p>SEC. 616. Notwithstanding any other provision of law, executive order, or regulation, no part of the appropriations in this Act shall be available for any expenses of operating aircraft under the jurisdiction of the Armed Forces for the purpose of proficiency flying except in accordance with the regulations issued by the Secretaries of the Departments concerned and approved by the Secretary of Defense which shall establish proficiency standards and maximum and minimum flying hours for this purpose: <i>Provided</i>, That without regard to any provision of law or executive order prescribing minimum flight requirements, such regulations may provide for the payment of flight pay at the rates prescribed in section 204 (b) of the Career Compensation Act of 1949 (63 Stat. 802) to certain members of the Armed Forces otherwise entitled to receive flight pay during the fiscal years 1956 and 1957 (1) who have held aeronautical ratings or designations for not less than twenty years, or (2) whose particular assignment outside the United States makes it impractical to participate in regular aerial flights.</p>
Flight pay for certain officers.	
63 Stat. 810. 37 USC 235.	
Household goods.	<p>SEC. 617. No part of any appropriation contained in this Act shall be available for expense of transportation, packing, crating, temporary storage, drayage, and unpacking of household goods and personal effects in excess of eleven thousand pounds net in any one shipment: <i>Provided</i>, That the limitations imposed herein shall not be applicable in the case of members transferred to or serving in stations</p>
Nonapplicability.	

outside the continental United States or in Alaska under orders relieving them from a duty station within the United States prior to July 10, 1952, and who are returned to the United States under orders relieving them from a duty station beyond the United States or in Alaska on or after July 1, 1953.

SEC. 618. Vessels under the jurisdiction of the Department of Commerce, the Department of the Army, the Department of the Air Force, or the Department of the Navy may be transferred or otherwise made available without reimbursement to any such agencies upon the request of the head of one agency and the approval of the agency having jurisdiction of the vessels concerned.

Transfer of vessels.

SEC. 619. None of the funds provided in this Act shall be available for training in any legal profession nor for the payment of tuition for training in such profession: *Provided*, That nothing contained in this Act shall prohibit persons now attending law courses from completing same: *Provided further*, That this limitation shall not apply to the off-duty training of military personnel as prescribed by section 624 of this Act.

Legal training.

SEC. 620. Funds provided in this Act for public information and public relations shall not exceed \$3,270,000.

Public information, etc.

SEC. 621. Not more than 20 per centum of the appropriations in this Act which are limited for obligation during fiscal year 1957 shall be obligated during the last two months of the fiscal year: *Provided*, That this section shall not apply to obligations for support of active duty training of civilian components or summer camp training of the Reserve Officers' Training Corps.

Obligated funds, 1957.

SEC. 622. During the fiscal year 1957, the agencies of the Department of Defense may accept the use of real property from foreign countries for the United States in accordance with mutual defense agreements or occupational arrangements and may accept services furnished by foreign countries as reciprocal international courtesies or as services customarily made available without charge; and such agencies may use the same for the support of the United States forces in such areas without specific appropriation therefor.

Acceptance of property from foreign countries.

In addition to the foregoing, agencies of the Department of Defense may accept real property, services, and commodities from foreign countries for the use of the United States in accordance with mutual defense agreements or occupational arrangements and such agencies may use the same for the support of the United States forces in such areas without specific appropriation therefor: *Provided*, That within thirty days after the end of each quarter the Secretary of Defense shall render to the Committees on Appropriations of the Senate and the House of Representatives and to the Bureau of the Budget a full report of such property, supplies, and commodities received during such quarter.

Reports to Congress and Budget Bureau.

SEC. 623. During the current fiscal year, appropriations available to the Department of Defense for research and development may be used for the purposes of section 4 of the Act of July 16, 1952 (66 Stat. 725), and for purposes related to research and development for which expenditures are specifically authorized in other appropriations of the service concerned.

Research and development.

5 USC 235e, 475j, 628e.

SEC. 624. No appropriation contained in this Act shall be available for the payment of more than 75 per centum of charges of educational institutions for tuition or expenses for off-duty training of military personnel, nor for the payment of any part of tuition or expenses for such training for commissioned personnel who do not agree to remain on active duty for two years after completion of such training.

Tuition payments, etc.

SEC. 625. No part of the funds appropriated herein shall be expended for the support of any formally enrolled student in basic courses of

ROTC. Loyalty requirement.

the senior division, Reserve Officers' Training Corps, who has not executed a certificate of loyalty or loyalty oath in such form as shall be prescribed by the Secretary of Defense.

Procurement of
U. S. products.

SEC. 626. No part of any appropriation contained in this Act shall be available for the procurement of any article of food, clothing, cotton, spun silk yarn for cartridge cloth, or wool (whether in the form of fiber or yarn or contained in fabrics, materials, or manufactured articles) not grown, reprocessed, reused, or produced in the United States or its possessions, except to the extent that the Secretary of the Department concerned shall determine that a satisfactory quality and sufficient quantity of any articles of food or clothing or any form of cotton, spun silk yarn for cartridge cloth, or wool grown, reprocessed, reused, or produced in the United States or its possessions cannot be procured as and when needed at United States market prices and except procurements outside the United States in support of combat operations, procurements by vessels in foreign waters and emergency procurements or procurements of perishable foods by establishments located outside the continental United States, except the Territories of Hawaii and Alaska, for the personnel attached thereto: *Provided*, That nothing herein shall preclude the procurement of foods manufactured or processed in the United States or its possessions: *Provided further*, That no funds herein appropriated shall be used for the payment of a price differential on contracts hereafter made for the purpose of relieving economic dislocations.

Passenger auto-
mobiles.

SEC. 627. None of the funds appropriated in this Act shall be used for the purchase of passenger automobiles except for replacement: *Provided*, That the foregoing limitation shall not apply to the Navy and Marine Corps for one hundred and sixty-five vehicles, and to the Air Force for one thousand and sixty-nine vehicles.

Bakeries, laun-
dries, etc.

SEC. 628. None of the funds appropriated in this Act shall be used for the construction, replacement, or reactivation of any bakery, laundry, or dry-cleaning facility in the United States, its Territories or possessions, as to which the Secretary of Defense does not certify in writing, giving his reasons therefor, that the services to be furnished by such facilities are not obtainable from commercial sources at reasonable rates.

Air mail.

SEC. 629. During the current fiscal year, appropriations of the Department of Defense shall be available for reimbursement to the Post Office Department for payment of costs of commercial air transportation of military mail between the United States and foreign countries.

Foreign quar-
ters.

SEC. 630. Appropriations of the Department of Defense available for the payment of rental allowances shall be available for the leasing of quarters in foreign countries constructed under the authority of section 302 of Public Law 534, approved July 14, 1952, for assignment as public quarters to military personnel of the Department of Defense.

66 Stat. 622.

Furnishings.

SEC. 631. Appropriations contained in this Act shall be available for providing furnishings, without charge, in other than public quarters occupied by military or civilian personnel of the Department of Defense on duty outside the continental United States or in Alaska, upon a determination, under regulations approved by the Secretary of Defense, that such action is advantageous to the Government.

Uniforms.

SEC. 632. During the current fiscal year appropriations available to the Department of Defense for pay of civilian employees shall be available for uniforms, or allowances therefor, as authorized by the Act of September 1, 1954 (68 Stat. 1114).

5 USC 2131 note.
Promotion of
rifle practice.

SEC. 633. During the current fiscal year, the Secretary of Defense shall, upon requisition of the National Board for the Promotion of Rifle Practice, and without reimbursement, transfer from agencies

of the Department of Defense to the Board ammunition in such amounts as he may determine.

(b) Such appropriations of the Department of Defense available for obligation during the current fiscal year as may be designated by the Secretary of Defense shall be available for the travel expenses of military and naval personnel, including the reserve components, and members of the Reserve Officers' Training Corps attending regional, national or international rifle matches.

SEC. 634. This Act may be cited as the "Department of Defense Appropriation Act, 1957".

Short title.

Approved July 2, 1956.

Public Law 640

CHAPTER 489

AN ACT

Relating to the application in the Territory of Hawaii of the Federal Aid in Wildlife Restoration Act and the Federal Aid in Fish Restoration Act.

July 2, 1956
[H. R. 5790]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Federal Aid in Wildlife Restoration Act of September 2, 1937 (50 Stat. 917; 16 U. S. C., 1952 edition, sec. 669a) is amended by striking out the period at its end and inserting in lieu thereof a semicolon and the words "and the term 'State' shall be construed to mean and include the several States and the Territory of Hawaii."

Hawaii.
Federal aid for
wildlife and fish
restoration.

SEC. 2. Section 8 (a) of said Act, as added by the Act of August 18, 1941 (55 Stat. 632) and amended by the Act of August 3, 1950 (64 Stat. 399; 16 U. S. C., 1952 edition, sec. 669g-1), is amended (i) by striking out the words "the Division of Game and Fish of the Board of Commissioners of Agriculture and Forestry of Hawaii," (ii) by striking out the words "not exceeding \$25,000 for Hawaii," and (iii) by striking out the word "Territories" wherever the same appears and inserting in lieu thereof the words "Territory of Alaska".

SEC. 3. Section 2 of the Federal Aid in Fish Restoration Act of August 9, 1950 (64 Stat. 431; 16 U. S. C., 1952 edition, sec. 777a) is amended by striking out the period at its end and inserting in lieu thereof a semicolon and the words "and the term 'State' shall be construed to mean and include the several States and the Territory of Hawaii."

SEC. 4. Section 12 of said Act (64 Stat. 434; 16 U. S. C., 1952 edition, sec. 777k) is amended (i) by striking out the words "the Division of Game and Fish of the Board of Commissioners of Agriculture and Forestry of Hawaii," (ii) by striking out the words "not exceeding \$25,000 for Hawaii," and (iii) by striking out the word "Territories" wherever the same appears and inserting in lieu thereof the words "Territory of Alaska".

SEC. 5. The amendments made by this Act shall be applicable only with respect to fiscal years beginning after the passage of this Act. Until the final adjournment of the first regular session of the legislature of the Territory of Hawaii held after the passage of this Act, the assent of the Governor of the Territory shall be sufficient for the purposes of the assent requirements set forth in section 1 of said Federal Aid in Wildlife Restoration Act (50 Stat. 917; 16 U. S. C., 1952 edition, sec. 669) and in section 1 of said Federal Aid in Fish Restoration Act (64 Stat. 430; 16 U. S. C., 1952 edition, sec. 777).

Applicability.

Approved July 2, 1956.

Public Law 641

CHAPTER 490

AN ACT

July 2, 1956
[H. R. 11319]

Making appropriations for the Tennessee Valley Authority, certain agencies of the Department of the Interior, and civil functions administered by the Department of the Army, for the fiscal year ending June 30, 1957, and for other purposes.

Public Works Ap-
propriation Act,
1957.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending June 30, 1957, for the Tennessee Valley Authority, certain agencies of the Department of the Interior, and civil functions administered by the Department of the Army, and for other purposes, namely:

TITLE I—TENNESSEE VALLEY AUTHORITY

48 Stat. 58.
16 USC 831.

Resource devel-
opment.

For the purpose of carrying out the provisions of the Tennessee Valley Authority Act of 1933, as amended (16 U. S. C., ch. 12A), including hire, maintenance, and operation of aircraft, and purchase (not to exceed two hundred and eleven, for replacement only) and hire of passenger motor vehicles, \$5,357,000: *Provided*, That there shall be available for resource development activities pursuant to the Tennessee Valley Authority Act of 1933, as amended, not to exceed \$1,150,000: *Provided further*, That none of the funds provided herein may be used to acquire a building for use as an Administrative office of the Tennessee Valley Authority.

REDUCTION IN APPROPRIATIONS

69 Stat. 355.

The sum of \$6,500,000 appropriated under this head in the Public Works Appropriation Act, 1956, for transmission connections with the Mississippi Valley Generating Company is rescinded as of July 1, 1956, and shall be covered into the Treasury as of that date.

TITLE II—DEPARTMENT OF THE INTERIOR

OFFICE OF THE SECRETARY

OPERATION AND MAINTENANCE, SOUTHEASTERN POWER ADMINISTRATION

58 Stat. 890.

For necessary expenses of operation and maintenance of power transmission facilities and of marketing electric power and energy pursuant to the provisions of section 5 of the Flood Control Act of 1944 (16 U. S. C. 825s), as applied to the southeastern power area, \$1,378,000.

OPERATION AND MAINTENANCE, SOUTHWESTERN POWER ADMINISTRATION

58 Stat. 890.

For necessary expenses of operation and maintenance of power transmission facilities and of marketing electric power and energy pursuant to the provisions of section 5 of the Flood Control Act of 1944 (16 U. S. C. 825s), as applied to the southwestern power area, including purchase of not to exceed four passenger motor vehicles for replacement only, \$1,000,000.

CONTINUING FUND, SOUTHWESTERN POWER ADMINISTRATION

Not to exceed \$6,400,000 shall be available during the current fiscal year from the continuing fund for all costs in connection with the purchase of electric power and energy, and rentals for the use of transmission facilities.

BONNEVILLE POWER ADMINISTRATION

CONSTRUCTION

For construction and acquisition of transmission lines, substations, and appurtenant facilities, as authorized by law, to remain available until expended, \$18,700,000.

OPERATION AND MAINTENANCE

For necessary expenses of operation and maintenance of the Bonneville transmission system and of marketing electric power and energy, \$7,400,000.

ADMINISTRATIVE PROVISIONS

Appropriations of the Bonneville Power Administration shall be available to carry out all the duties imposed upon the Administrator pursuant to law, including purchase of not to exceed thirty-two passenger motor vehicles for replacement only. Appropriations made herein to the Bonneville Power Administration shall be available in one fund, except that the appropriation herein made for operation and maintenance shall be available only for the service of the current fiscal year.

Other than as may be necessary to meet local emergencies, not to exceed 12 per centum of the appropriation for construction herein made for the Bonneville Power Administration shall be available for construction work by force account or on a hired-labor basis.

BUREAU OF RECLAMATION

For carrying out the functions of the Bureau of Reclamation as provided in the Federal reclamation laws (Act of June 17, 1902, 32 Stat. 388, and Acts amendatory thereof or supplementary thereto) and other Acts applicable to that Bureau, as follows:

43 USC 485a.

GENERAL INVESTIGATIONS

For engineering and economic investigations of proposed Federal reclamation projects and studies of water conservation and development plans; formulating plans and preparing designs and specifications for authorized Federal reclamation projects or parts thereof prior to initial allocation of appropriations for construction of such projects or parts; and activities preliminary to the reconstruction, rehabilitation and betterment, financial adjustment, or extension of existing projects; to remain available until expended, \$5,680,000 of which \$4,970,000 shall be derived from the reclamation fund and \$500,000 shall be derived from the Colorado River development fund: *Provided*, That none of this appropriation shall be used for more than one-half of the cost of an investigation requested by a State, municipality, or other interest.

CONSTRUCTION AND REHABILITATION

For construction and rehabilitation of authorized reclamation projects or parts thereof (including power transmission facilities) and for

Restrictions.

other related activities, as authorized by law, to remain available until expended, \$131,225,500, of which \$63,083,000 shall be derived from the reclamation fund: *Provided*, That no part of this appropriation shall be available for other than the completion of field engineering, survey work, and preliminary designs of the Southwest Contra Costa County Water District System and no repayment contract shall be executed or construction begun until plans have been submitted to and approved by the Congress through its legislative and appropriation procedures, after submission of a report to the Congress by the Secretary of the Interior (1) on the cost and feasibility of said project, including the necessary distribution system and (2) on the rates required to be charged to the ultimate consumers: *Provided further*, That not to exceed \$208,000 of this appropriation shall be available for the construction of fish protective facilities at Savage Rapids Dam, Oregon, to be nonreimbursable and nonreturnable: *Provided further*, That not to exceed \$200,000 of this appropriation shall be available for lighting the spillway of Grand Coulee Dam and shall be nonreimbursable and nonreturnable: *Provided further*, That not to exceed \$233,800 shall be available for the emergency protection of medicinal waters of Soap Lake, Washington, from irrigation operations of the Columbia Basin project, which amount beyond the ability of the water users to repay shall be repayable from surplus power revenues of Grand Coulee Dam: *Provided further*, That not to exceed \$520,000 shall be available toward emergency rehabilitation of the works of the Hayden Lake unit, Rathdrum Prairie project, Idaho, to be repaid in full under conditions satisfactory to the Secretary of the Interior: *Provided further*, That no part of this appropriation shall be used to initiate the construction of transmission facilities within those areas covered by power wheeling service contracts which include provision for service to Federal establishments and preferred customers, except those transmission facilities for which construction funds have been heretofore appropriated, those facilities which are necessary to carry out the terms of such contracts or those facilities for which the Secretary of the Interior finds the wheeling agency is unable or unwilling to provide for the integration of Federal projects or for service to a Federal establishment or preferred customer: *Provided further*, That no part of this or prior appropriations shall be used for construction, nor for further commitments to construction of Moorhead Dam and Reservoir, Montana, or any feature thereof until a definite plan report thereon has been completed, reviewed, by the States of Wyoming and Montana, and approved by the Congress.

OPERATION AND MAINTENANCE

58 Stat. 157.

For operation and maintenance of reclamation projects or parts thereof and of other facilities, as authorized by law; and for a soil and moisture conservation program on lands under the jurisdiction of the Bureau of Reclamation, pursuant to law, \$27,267,000, of which \$22,055,700 shall be derived from the reclamation fund and \$2,115,000 shall be derived from the Colorado River dam fund, including (notwithstanding the provisions of the First Deficiency Appropriation Act, 1944, relating thereto) operation and maintenance of Palo Verde weir: *Provided*, That funds advanced for operation and maintenance of reclamation projects or parts thereof shall be deposited to the credit of this appropriation and may be expended for the same objects and in the same manner as sums appropriated herein may be expended, and the unexpended balances of such advances shall be credited to the appropriation for the next succeeding fiscal year.

GENERAL ADMINISTRATIVE EXPENSES

For necessary expenses of general administration and related functions in the offices of the Commissioner of Reclamation and in the regional offices of the Bureau of Reclamation, \$3,942,000 to be derived from the reclamation fund and to be nonreimbursable pursuant to the Act of April 19, 1945 (43 U. S. C. 377): *Provided*, That no part of any other appropriation in this Act shall be available for activities or functions budgeted for the current fiscal year as general administrative expenses.

59 Stat. 54.

UPPER COLORADO RIVER BASIN FUND

For payment to the "Upper Colorado River Basin fund", authorized by section 5 of the Act of April 11, 1956 (Public Law 485), \$13,000,000, to remain available until expended.

Ante, p. 107.

SPECIAL FUNDS

Sums herein referred to as being derived from the reclamation fund, the Colorado River dam fund, or the Colorado River development fund, are appropriated from the special funds in the Treasury created by the Act of June 17, 1902 (43 U. S. C. 391), the Act of December 21, 1928 (43 U. S. C. 617a), and the Act of July 19, 1940 (43 U. S. C. 618a), respectively. Such sums shall be transferred, upon request of the Secretary, to be merged with and expended under the heads herein specified; and the unexpended balances of sums transferred for expenditure under the heads "Operation and Maintenance" and "General Administrative Expenses" shall revert and be credited to the special fund from which derived.

32 Stat. 388.

45 Stat. 1057.

54 Stat. 774.

ADMINISTRATIVE PROVISIONS

Appropriations to the Bureau of Reclamation shall be available for purchase of not to exceed seventy-five passenger motor vehicles for replacement only; purchase of two aircraft for replacement only, payment of claims for damage to or loss of property, personal injury, or death arising out of activities of the Bureau of Reclamation; payment, except as otherwise provided for, of compensation and expense of persons on the rolls of the Bureau of Reclamation appointed as authorized by law to represent the United States in the negotiation and administration of interstate compacts without reimbursement or return under the reclamation laws; rewards for information or evidence concerning violations of law involving property under the jurisdiction of the Bureau of Reclamation; performance of the functions specified under the head "Operation and Maintenance Administration", Bureau of Reclamation, in the Interior Department Appropriation Act, 1945; preparation and dissemination of useful information including recordings, photographs, and photographic prints; and studies of recreational uses of reservoir areas, and investigation and recovery of archeological and paleontological remains in such areas in the same manner as provided for in the Act of August 21, 1935 (16 U. S. C. 461-467): *Provided*, That no part of any appropriation made herein shall be available pursuant to the Act of April 19, 1945 (43 U. S. C. 377), for expenses other than those incurred on behalf of specific reclamation projects except "General Administrative Expenses" and amounts provided for reconnaissance, basin surveys, and general engineering and research under the head "General Investigations".

58 Stat. 487.

49 Stat. 666.

59 Stat. 54.

Allotments to the Missouri River Basin project from the appropriation under the head "Construction and Rehabilitation" shall be available additionally for said project for those functions of the Bureau

of Reclamation provided for under the head "General Investigations" (but this authorization shall not preclude use of the appropriation under said head within that area), and for the continuation of investigations by agencies of the Department on a general plan for the development of the Missouri River Basin. Such allotments may be expended through or in cooperation with State and other Federal agencies, and advances to such agencies are hereby authorized.

Sums appropriated herein which are expended in the performance of reimbursable functions of the Bureau of Reclamation shall be returnable to the extent and in the manner provided by law.

No part of any appropriation for the Bureau of Reclamation, contained in this Act or in any prior Act, which represents amounts earned under the terms of a contract but remaining unpaid, shall be obligated for any other purpose, regardless of when such amounts are to be paid: *Provided*, That the incurring of any obligation prohibited by this paragraph shall be deemed a violation of section 3679 of the Revised Statutes, as amended (31 U. S. C. 665).

64 Stat. 765.

No funds appropriated to the Bureau of Reclamation for operation and maintenance, except those derived from advances by water users, shall be used for the particular benefit of lands (a) within the boundaries of an irrigation district, (b) of any member of a water users' organization, or (c) of any individual, when such district, organization, or individual is in arrears for more than twelve months in the payment of charges due under a contract entered into with the United States pursuant to laws administered by the Bureau of Reclamation.

Not to exceed \$225,000 may be expended from the appropriation "Construction and Rehabilitation" for work by force account on any one project or Missouri Basin unit and then only when such work is unsuitable for contract or no acceptable bid has been received and, other than otherwise provided in this paragraph or as may be necessary to meet local emergencies, not to exceed 12 per centum of the construction allotment for any project from the appropriation "Construction and Rehabilitation" contained in this Act shall be available for construction work by force account.

Boulder Canyon project.

Sums which have heretofore been expended for construction purposes on the Boulder Canyon project from operation and maintenance appropriations and revenue receipts shall be considered as having been advanced to the Colorado River dam fund and repaid to the Secretary of the Treasury as of May 31 of the same operating year.

Funds made available herein and hereafter to the Trinity division, Central Valley project, shall be available for the design and construction of power and hydraulic facilities totaling not to exceed approximately four hundred thousand kilowatts.

All funds expended for construction, operation, and maintenance of the two thousand-second-foot Wahluke siphon, Columbia Basin project, shall be reimbursable, but repayment of those parts thereof and of other expenditures for said project which the Secretary finds properly allocable to irrigable lands located on the Wahluke slope shall be deferred until they are no longer needed in connection with operations of the Atomic Energy Commission and have been irrigated.

GENERAL PROVISIONS

Attendance at meetings.

SEC. 201. Appropriations in this title available for travel expenses shall be available for expenses of attendance of officers and employees at meetings or conventions of members of societies or associations concerned with the work of the bureau or office for which the appropriation concerned is made.

SEC. 202. Appropriations in this title shall be available for expenditure or transfer (within each bureau or office), with the approval of the Secretary, for the emergency reconstruction, replacement or repair of buildings, utilities, or other facilities or equipment damaged or destroyed by fire, flood, storm, or other unavoidable causes: *Provided*, That no funds shall be made available under this authority until funds specifically made available to the Department of the Interior for emergencies shall have been exhausted.

Emergency reconstruction.

SEC. 203. The Secretary may authorize the expenditure or transfer (within each bureau or office) of any appropriation in this title, in addition to the amounts included in the budget programs of the several agencies, for the suppression or emergency prevention of forest or range fires on or threatening lands under jurisdiction of the Department of the Interior.

Fire prevention.

SEC. 204. Appropriations in this title shall be available for operation of warehouses, garages, shops, and similar facilities, wherever consolidation of activities will contribute to efficiency or economy, and said appropriations shall be reimbursed for services rendered to any other activity in the same manner as authorized by the Act of June 30, 1932 (31 U. S. C. 686): *Provided*, That reimbursements for cost of supplies, materials and equipment, and for services rendered may be credited to the appropriation current at the time such reimbursements are received.

Operation of warehouses, etc.

47 Stat. 417.

TITLE III—CIVIL FUNCTIONS, DEPARTMENT OF THE ARMY

CEMETERIAL EXPENSES

For necessary cemeterial expenses as authorized by law, including maintenance, operation, and improvement of national cemeteries, and purchase of headstones and markers for unmarked graves; purchase of two passenger motor vehicles; maintenance of that portion of Congressional Cemetery to which the United States has title, Confederate burial places under the jurisdiction of the Department of the Army, The Surrender Tree site in Cuba, and graves used by the Army in commercial cemeteries; \$6,765,000: *Provided*, That this appropriation shall not be used to repair more than a single approach road to any national cemetery: *Provided further*, That this appropriation shall not be obligated for construction of a superintendent's lodge or family quarters at a cost per unit in excess of \$14,000, but such limitation may be increased by such additional amounts as may be required to provide office space, public comfort rooms, or space for the storage of Government property within the same structure.

RIVERS AND HARBORS AND FLOOD CONTROL

The following appropriations shall be expended under the direction of the Secretary of the Army and the supervision of the Chief of Engineers for authorized civil functions of the Department of the Army pertaining to rivers and harbors, flood control, beach erosion, and related purposes:

GENERAL INVESTIGATIONS

For expenses necessary for the collection and study of basic information pertaining to river and harbor, flood control, shore protection, and related projects, and when authorized by law, preliminary examinations, surveys and studies (including cooperative beach erosion studies as authorized in Public Law Numbered 520, Seventy-first Con-

46 Stat. 918,
33 USC 426, 465,
569a, 607a; 48 USC
1399.

gress, approved July 3, 1930, as amended and supplemented), of projects prior to authorization for construction, to remain available until expended, \$9,322,000.

CONSTRUCTION, GENERAL

Payment to Indians.

Grand Forks.

Lewis and Clark
Irrigation District.

Buford-Trenton
Irrigation District.

For the prosecution of river and harbor, flood control, shore protection, and related projects authorized by law; detailed studies, and plans and specifications, of projects (including those for development with participation or under consideration for participation by States, local governments, or private groups) authorized or made eligible for selection by law (but such studies shall not constitute a commitment of the Government to construction); and not to exceed \$1,400,000 for transfer to the Secretary of the Interior for conservation of fish and wildlife as authorized by law; to remain available until expended, \$455,949,500, of which \$300,000 shall be for the project "Mississippi River-Gulf Outlet, Louisiana": *Provided*, That funds appropriated herein may at the discretion and under the direction of the Chief of Engineers be used in payment to the accounts of the Confederate Tribes of the Yakima Reservation; the Confederate Tribes of the Warm Springs Reservation; the Confederate Tribes of the Umatilla Reservation; or other recognized Indian tribes, and those individual Indians not enrolled in any recognized tribe, but who through domicile at or in the immediate vicinity of the reservoir and through custom and usage are found to have an equitable interest in the fishery, all of whose fishing rights and interests will be impaired by the Government incident to the construction, operation, or maintenance of The Dalles Dam, Columbia River, Washington and Oregon, and must be subordinated thereto by agreement or litigation: *Provided further*, That in view of the physical conditions that developed during construction which increased the cost of land acquisition beyond the legal authority of the city of Grand Forks to provide, the Chief of Engineers is authorized to expend, for land acquisition, not to exceed the sum of \$100,000 of the amount herein appropriated for the Grand Forks unit of the Red River of the North project: *Provided further*, That in lieu of protecting the Lewis and Clark Irrigation District, the sum of \$1,935,000 of the funds herein or hereafter appropriated for the Garrison Dam and Reservoir project on the Missouri River shall be available for the purchase of lands and improvements in the Lewis and Clark Irrigation District, and the sum of \$1,196,000 shall be available for the relocation of highways and utilities therein. The substitution of land acquisition for the protection shall be made and the Secretary of the Army shall acquire such land and improvements if all of the landowners, on or before June 30, 1957, have offered to sell their property on terms agreeable to said landowners, and within the amount provided herein for such land acquisition: *Provided further*, That in lieu of protecting the East Bottom of the Buford-Trenton Irrigation District, the sum of \$1,341,891 of the funds herein or hereafter appropriated for the Garrison Dam and Reservoir project on the Missouri River shall be available for the purchase of lands and improvements in and contiguous to the Buford-Trenton Irrigation District, and not to exceed \$2,000,000 shall be available to the Corps of Engineers for protection of the intake structure of the pumping plant in Zero Bottom and for the construction of bank protection to prevent erosion in the Missouri River adjacent to the Buford-Trenton irrigation project. The substitution of land acquisition for protection shall be made and the Secretary of the Army shall acquire such land and improvements if all of the landowners, except the heirs of Louis Morin, Junior, on or before June 30, 1957, have offered to sell their property on the terms agreeable

to said landowners, and within the amount provided for such land acquisition: *Provided*, That the Chief of Engineers, United States Army, is authorized to acquire by condemnation proceedings, in the appropriate United States district court, the public domain allotment of Louis Morin, Junior, now deceased, described as the west half southwest quarter, section 16, and the north half southeast quarter, section 17, township 153 north, range 102 west, fifth principal meridian, North Dakota, in connection with the construction and operation of the Garrison Dam and Reservoir: *Provided further*, That in the event land acquisition is undertaken in lieu of protection of the East Bottom, that in recognition of the increased per acre annual operation and maintenance cost of the remaining lands in the Buford-Trenton Irrigation District, the construction charge obligation assignable to the remaining lands of said district pursuant to the Act of October 14, 1940 (54 Stat. 1119), as amended, and the proposed contract between the United States and Buford-Trenton Irrigation District, approved as to form February 23, 1955, shall be nonreimbursable, and the Secretary of the Interior is authorized and directed to enter into a contract with the Buford-Trenton Irrigation District to transfer operation and maintenance responsibility for project works constructed by the Bureau of Reclamation for the benefit of the Buford-Trenton Irrigation District to such district: *Provided further*, That not to exceed \$2,500,000 of the funds provided herein shall be available for the construction of small authorized projects selected by the Secretary of the Army the cost of which is not in excess of \$150,000 and any such project shall be completed within the funds herein appropriated.

16 USC 590y.

Small projects.

OPERATION AND MAINTENANCE, GENERAL

For expenses necessary for the preservation, operation, maintenance, and care of existing river and harbor, flood control, and related works, including such sums as may be necessary for the maintenance of harbor channels provided by a State, municipality, or other public agency, outside of harbor lines, and serving essential needs of general commerce and navigation; surveys and charting of northern and northwestern lakes and connecting waters; clearing and straightening channels; removal of obstructions to navigation; rescue work, and repair, restoration, or maintenance of flood control projects threatened or destroyed by flood; and not to exceed \$1,250,000 for transfer to the Secretary of the Interior for conservation of fish and wildlife as authorized by law; to remain available until expended, \$95,900,000.

GENERAL EXPENSES

For expenses necessary for general administration and related functions in the Office of the Chief of Engineers and offices of the Division Engineers; activities of the Board of Engineers for Rivers and Harbors, the Beach Erosion Board, and the California Debris Commission; administration of laws pertaining to preservation of navigable waters; commercial statistics; and miscellaneous investigations; \$10,400,000.

FLOOD CONTROL, MISSISSIPPI RIVER AND TRIBUTARIES

For expenses necessary for prosecuting work of flood control, and rescue work, repair, restoration or maintenance of flood control projects threatened or destroyed by flood, as authorized by law (33 U. S. C. 702a, 702g-1), to remain available until expended, \$62,791,000.

45 Stat. 534,
49 Stat. 1511.

NIAGARA REMEDIAL WORKS

1 UST 696.

For financing a part of the United States share of the cost of remedial works in the Niagara River, to be undertaken in accordance with article II of the treaty between the United States of America and Canada, ratified by the United States Senate on August 9, 1950, to remain available until expended, \$500,000.

UNITED STATES SECTION, SAINT LAWRENCE RIVER JOINT BOARD OF ENGINEERS

3 CFR, 1953
Supp. p. 114.
60 Stat. 810.

For necessary expenses of the United States section of the Saint Lawrence River Joint Board of Engineers, established by Executive Order 10500, dated November 4, 1953, including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates not to exceed \$100 per day for individuals; \$150,000: *Provided*, That no part of these funds shall be obligated until agreement has been entered into, by the United States Government and the United States entity authorized to construct the power works in the International Rapids section of the Saint Lawrence River, providing for the reimbursement of the expenditures of the United States section of this Board by the construction entity.

ADMINISTRATIVE PROVISIONS

5 USC 2131 note.

Appropriations in this title shall be available for expenses of attendance at meetings of organizations concerned with the work for which the appropriation is made, for uniforms, or allowances therefor, as authorized by the Act of September 1, 1954 (68 Stat. 1114), as amended, and for printing, either during a recess or session of Congress, of survey reports authorized by law, and such survey reports as may be printed during a recess of Congress shall be printed, with illustrations, as documents of the next succeeding session of Congress; and during the current fiscal year the revolving fund, Corps of Engineers, shall be available for purchase (not to exceed two hundred and forty-seven for replacement only) and hire of passenger motor vehicles.

Short title.

This Act may be cited as the "Public Works Appropriation Act, 1957".

Approved July 2, 1956.

Public Law 642

CHAPTER 491

AN ACT

July 2, 1956
[S. 3295]

To amend the Act of April 28, 1953, relating to daylight-saving time in the District of Columbia.

Daylight-saving
time, D. C.

67 Stat. 23.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act to permit the Board of Commissioners of the District of Columbia to establish daylight-saving time in the District", approved April 28, 1953 (D. C. Code, sec. 28-2804), is hereby amended by striking out the words "last Sunday of September" and inserting in lieu thereof the words "last Sunday of October".

Approved July 2, 1956.

Public Law 643

CHAPTER 492

AN ACT

Relating to the administration by the Secretary of the Interior of section 9, subsections (d) and (e), of the Reclamation Project Act of 1939.

July 2, 1956
[H. R. 101]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, in administering section 9, subsections (d) and (e) of the Reclamation Project Act of 1939 (53 Stat. 1187, 1195), the Secretary of the Interior shall—

Reclamation
projects.
Administration
of contracts.
43 USC 485h.

(1) include in any long-term contract hereafter entered into under said subsection (e) provision, if the other contracting party so requests, for renewal thereof under stated terms and conditions mutually agreeable to the parties. Such terms and conditions shall provide for an increase or decrease in the charges set forth in the contract to reflect, among other things, increases or decreases in construction, operation, and maintenance costs and improvement or deterioration in the party's repayment capacity. Any right of renewal shall be exercised within such reasonable time prior to the expiration of the contract as the parties shall have agreed upon and set forth therein;

(2) include in any long-term contract hereafter entered into under said subsection (e) with a contracting organization provision, if the organization so requests, for conversion of said contract, under stated terms and conditions mutually agreeable to the parties, to a contract under subsection (d) at such time as, account being taken of the amount credited to return by the organization as hereinafter provided, the remaining amount of construction cost which is properly assignable for ultimate return by it can probably be repaid to the United States within the term of a contract under said subsection (d);

(3) credit each year to every party which has entered into or which shall enter into a long-term contract pursuant to said subsection (e) so much of the amount paid by said party on or before the due date as is in excess of the share of the operation and maintenance costs of the project which the Secretary finds is properly chargeable to that party. Credit for payments heretofore made under any such contract shall be established by the Secretary as soon after the enactment of this Act as it is feasible for him to do so. After the sum of such credits is equal to the amount which would have been for repayment by the party if a repayment contract under subsection (d) had been entered into, which amount shall be established by the Secretary upon completion of the project concerned or as far in advance thereof as is feasible, no construction component shall be included in any charges made for the furnishing of water to the contracting party and any charges theretofore fixed by contract or otherwise shall be reduced accordingly;

(4) provide that the other party to any contract entered into pursuant to said subsection (d) or to any long-term contract entered into pursuant to said subsection (e) shall, during the term of the contract and of any renewal thereof and subject to fulfillment of all obligations thereunder, have a first right (to which right the rights of the holders of any other type of irrigation water contract shall be subordinate) to a stated share or quantity of the project's available water supply for beneficial use on the irrigable lands within the boundaries of, or owned by, the party and a permanent right to such share or quantity upon completion of payment of the amount assigned for ultimate return by the party subject to payment of an appropriate share of such

costs, if any, as may thereafter be incurred by the United States in its operation and maintenance of the project works; and

(5) provide for payment of rates under any contract entered into pursuant to said subsection (e) in advance of delivery of water on an annual or semiannual basis as specified in the contract.

(6) include a reasonable construction component in the rates set out in any long-term contract hereafter entered into under said subsection (e) prior to amortization of that part of the cost of constructing the project which is assigned to be repaid by the contracting party.

Contract amend-
ments.

43 USC 485h.

"Long-term con-
tract".

Effectivity.

SEC. 2. The Secretary is hereby authorized to negotiate amendments to existing contracts entered into pursuant to section 9, subsection (e), of the Reclamation Project Act of 1939 to conform said contracts to the provisions of this Act.

SEC. 3. As used in this Act, the term "long-term contract" shall mean any contract the term of which is more than ten years.

SEC. 4. Nothing in this Act shall be construed as affecting or intended to affect or to in any way interfere with the laws of any State relating to the control, appropriation, use, or distribution of water used in irrigation, or any vested right acquired thereunder, and the Secretary in carrying out the provisions of this Act, shall proceed in conformity with such laws, and nothing herein shall in any way affect any right of any State or of the Federal Government or of any landowner, appropriator, or user of water in, to, or from any interstate stream or the waters thereof: *Provided*, That the right to the use of water acquired under the provisions of this Act shall be appurtenant to the land irrigated and beneficial use shall be the basis, the measure, and the limit of the right.

43 USC 371 note.

SEC. 5. This Act shall be a supplement to the Federal reclamation laws (Act of June 17, 1902, 32 Stat. 388, and Acts amendatory thereof or supplementary thereto).

Approved July 2, 1956.

Public Law 644

CHAPTER 493

July 2, 1956
[H. R. 5590]

AN ACT

To amend the Act entitled "An Act to recognize the high public service rendered by Major Walter Reed and those associated with him in the discovery of the cause and means of transmission of yellow fever", approved February 28, 1929, by including therein the name of Gustaf E. Lambert.

Walter Reed, as-
sociates.
Gustaf E. Lam-
bert.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act to recognize the high public service rendered by Major Walter Reed and those associated with him in the discovery of the cause and means of transmission of yellow fever", approved February 28, 1929 (45 Stat. 1409), is hereby amended by inserting after the name of John J. Moran, wherever it appears in such Act, the name of Gustaf E. Lambert.

Benefits.

SEC. 2. No benefits shall be paid by reason of the amendment made by this Act for any period prior to the date an application therefor is filed with the Veterans' Administration after the date of enactment of this Act and payment of any such benefits shall be made by the Veterans' Administration.

Approved July 2, 1956.

Public Law 645

CHAPTER 494

AN ACT

To amend title IX of the District of Columbia Revenue Act of 1937, as amended.

July 2, 1956
[H. R. 3693]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of Title IX of the District of Columbia Revenue Act of 1937, as added to by the Act of May 16, 1938, and as amended by the Act of July 10, 1952, and as added to and as amended is amended by striking out in the first paragraph thereof the words "for a term of four years" and inserting in lieu thereof the words "for the term of ten years"; and is further amended by adding thereto the following new paragraph:

"The judge of the District of Columbia Tax Court may hereafter retire—

"(1) after having served as a judge of such court for a period or periods aggregating twenty years or more, whether continuously or not;

"(2) after having served as a judge of such court for a period or periods aggregating ten years or more, whether continuously or not, and having attained the age of seventy years; or

"(3) after having become permanently disabled from performing his duties, regardless of age or length of service.

Such judge may retire for disability by furnishing to the Commissioners of the District of Columbia a certificate of disability signed by the chief judge of the United States District Court for the District of Columbia. The judge who retires under this section shall receive annually in monthly installments, during the remainder of his life, a sum equal to such proportion of the salary received by such judge at the time of such retirement as a total of his aggregate years of service bears to the period of thirty years, the same to be paid in the same manner as the salary of such judge. In no event shall the sum received by such judge hereunder be in excess of the salary of such judge at the time of such retirement. In computing the years of service under this section, service in the Board of Tax Appeals of the District of Columbia, as heretofore constituted, shall be included whether or not such service be continuous.

"(a) The term 'retire' as used in this section shall mean and include retirement, resignation, or failure of reappointment upon the expiration of the term of office of incumbent.

"(b) Any judge receiving retirement salary other than for disability under the provisions of this section may be called upon by the Commissioners of the District of Columbia to perform such judicial duties as may be requested of him in said court, but in any event no such retired judge shall be required to render such service for more than ninety days in any calendar year after such retirement. In case of illness or disability precluding the rendering of such service such retired judge shall be fully relieved of any such duty during such illness or disability."

SEC. 2. The amendment to the first paragraph of section 2 of title IX of the District of Columbia Revenue Act of 1937, set forth in the first section of this Act, shall take effect after the expiration of the term of office of the present judge of the District of Columbia Tax Court.

Approved July 2, 1956.

D. C. Tax Court.
Term.52 Stat. 370; 66
Stat. 547; 69 Stat.
290.
D. C. Code 47-
2402.Judge.
Retirement.

"Retire".

Service after re-
tirement.

Effective date.

Public Law 646

CHAPTER 495

July 2, 1956
[S. 1614]

AN ACT

To amend the Act entitled "An Act to fix a reasonable definition and standard of identity of certain dry milk solids", title 21, United States Code, section 321c.

Dry milk solids.
58 Stat. 108.

21 USC 301.

"Milk".

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Public Law 244, Seventy-eighth Congress, second session, approved March 2, 1944, title 21, United States Code, section 321c, entitled "An Act to fix a reasonable definition and standard of identity of certain dry milk solids" is amended to read as follows: "That for the purposes of the Federal Food, Drug, and Cosmetic Act of June 26, 1938 (ch. 675, sec. 1, 52 Stat. 1040), nonfat dry milk is the product resulting from the removal of fat and water from milk, and contains the lactose, milk proteins, and milk minerals in the same relative proportions as in the fresh milk from which made. It contains not over 5 per centum by weight of moisture. The fat content is not over 1½ per centum by weight unless otherwise indicated.

"The term 'milk', when used herein, means sweet milk of cows."

Approved July 2, 1956.

Public Law 647

CHAPTER 496

July 2, 1956
[H. R. 9671]

AN ACT

To provide for the conveyance of certain property of the United States to the village of Carey, Ohio.

Carey, Ohio.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of General Services shall convey to the village of Carey, county of Wyandot, State of Ohio, all right, title, and interest of the United States in and to the real property described in section 2 of this Act upon the payment by the said village of Carey, Ohio, of an amount equal to the fair market value of said property at its highest and best use as determined by the Administrator of General Services as of the date of such conveyance.

SEC. 2. The real property, conveyance of which is authorized by this Act, is the property located on the southwest corner of the intersection of West North and North Vance Streets in the village of Carey, Ohio, which was acquired by the United States in 1943 as a projected post office site. Said property, being approximately fourteen thousand three hundred and ninety-one square feet, consists of three separately acquired parcels, one by condemnation, two by deed, as follows:

Tract numbered 1 by condemnation, judgment of which was entered in proceedings March 10, 1943, in the United States District Court for the Northern District of Ohio;

Tract numbered 2 by deed dated September 20, 1943; and

Tract numbered 3 by deed dated July 30, 1943; and recorded respectively in the office of the register of deeds, county of Wyandot, State of Ohio, in deed book numbered 103, page 520; deed book numbered 104, page 5; and deed book numbered 103, page 530.

Approved July 2, 1956.

Public Law 648

CHAPTER 497

AN ACT

To amend section 5 of the Act of August 7, 1946, entitled "An Act for the retirement of public school teachers in the District of Columbia", as amended.

July 2, 1956
[H. R. 10768]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 5 of the Act of August 7, 1946, entitled "An Act for the retirement of public school teachers in the District of Columbia", as amended, is amended by adding at the end thereof the following:

D. C. teachers.
Retirement.
66 Stat. 17.
D. C. Code 31-725.

"(c) (1) The annuity of any person who now or hereafter is receiving or entitled to receive an annuity from the teachers' retirement and annuity fund shall be increased, effective on October 1, 1955, or on the commencing date of the annuity, whichever is later, in accordance with the following schedule:

"If annuity commences between—	Annuity not in excess of \$1,500 shall be increased by—	Annuity in excess of \$1,500 shall be increased by—
August 20, 1920, and June 30, 1955.....	12 per centum.....	8 per centum
July 1, 1955, and December 31, 1955.....	10 per centum.....	7 per centum
January 1, 1956, and June 30, 1956.....	8 per centum.....	6 per centum
July 1, 1956, and December 31, 1956.....	6 per centum.....	4 per centum
January 1, 1957, and June 30, 1957.....	4 per centum.....	2 per centum
July 1, 1957, and December 31, 1957.....	2 per centum.....	1 per centum

"Such increase in annuity shall not exceed the sum necessary to increase such annuity, exclusive of annuity purchased by voluntary contributions under this Act, to \$4,104. The monthly installment of each annuity so increased shall be fixed at the nearest dollar.

"(2) The increases provided by this subsection, when added to the annuities of retired employees, shall not operate to increase the annuities of their survivors, except that the annuity of any such survivor who becomes entitled to annuity shall be increased by the per centum provided in subsection (c) (1) of this section appropriate to the commencing date of such survivors annuity."

SEC. 2. Any person entitled to annuity pursuant to the provisions of the Act approved January 15, 1920 (41 Stat. 387), as amended, or the Act approved August 7, 1946 (60 Stat. 875), as amended, may decline to accept all or any part of such annuity by a waiver signed and filed with the Commissioners of the District of Columbia or their designated agent. Such waiver may be revoked in writing at any time, but no payment of the annuity waived shall be made covering the period during which such waiver was in effect.

D. C. Code 31-701 to 31-739.

Approved July 2, 1956.

Public Law 649

CHAPTER 498

AN ACT

To provide for the delayed reporting of births within the District of Columbia.

July 2, 1956
[H. R. 9582]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first section of the Act entitled "An Act to provide for the better registration of births in the District of Columbia, and for other purposes", approved March 1, 1907 (34 Stat. 1010, sec. 6-301, D. C. Code), is amended by inserting "(a)" at the beginning thereof after the word "That", and by adding at the end thereof the following new subsection:

"(b) The Commissioners of the District of Columbia are hereby authorized and empowered to adopt rules and regulations governing the filing of reports of births and the issuance of delayed birth registration certificates, in those cases where certificates of birth have not been recorded pursuant to subsection (a) of this section."

Approved July 2, 1956.

Public Law 650

CHAPTER 508

July 3, 1956
[S. 1275]

AN ACT

To authorize the Commissioners of the District of Columbia to designate employees of the District to protect life and property in and on the buildings and grounds of any institution located upon property outside of the District of Columbia acquired by the United States for District sanitoriums, hospitals, training schools, and other institutions.

D. C. Sanitori-
ums, etc.
Designation of
employees to pro-
tect property out-
side District.

Power to arrest.

Weapons, uni-
forms, etc.

Rules and regu-
lations.

Deposit of col-
lateral.

Agreements with
States.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) the Commissioners of the District of Columbia may designate any employee of the District to protect life and property in and on the buildings and grounds of any institution upon land outside the District acquired by the United States for the District of Columbia for the establishment or operation thereon of any sanitorium, hospital, training school, correctional institution, reformatory, workhouse, or jail: *Provided*, That such employee shall be bonded for the faithful discharge of such duties, and the Commissioners of the District of Columbia shall fix the penalty of any such bond. Whenever any employee is so designated he is hereby authorized and empowered (1) to arrest under a warrant within the buildings and grounds of any such institution any person accused of having committed within any such buildings or grounds any offense against the laws of the United States, or against any rule or regulation prescribed pursuant to this Act; (2) to arrest without a warrant any person committing any such offense within such buildings or grounds, in his presence; or (3) to arrest without warrant within such buildings or grounds, any person whom he has reasonable grounds to believe has committed a felony in such buildings or grounds.

(b) Any individual having the power to arrest as provided in subsection (a) of this section may carry firearms or other weapons and shall wear such uniform with such identification badge as the Commissioners may direct or by regulation may prescribe.

SEC. 2. The Commissioners may make and amend such rules and regulations as they deem necessary for the protection of life and property in or on the buildings and grounds of any such institution.

SEC. 3. Any person who knowingly and willfully violates any rule or regulation prescribed under this Act shall be guilty of a misdemeanor, and shall be fined not more than \$500 or imprisoned not more than six months or both.

SEC. 4. The officer on duty in command of those employees designated by the Commissioners as provided in section 1 of this Act may accept deposit of collateral from any person charged with the violation of any rule or regulation prescribed under this Act, for appearance in court or before the appropriate United States commissioner; and such collateral shall be deposited with the United States commissioner sitting in the district where the offense has been committed.

SEC. 5. The Commissioners may enter into agreements with any of the States, or any political subdivision thereof, where any such institution mentioned in section 1 of this Act is located, for such governmental services as the Commissioners shall deem necessary to the

efficient and proper government of such institution, and they may, from time to time, agree to modifications in any such agreement: *Provided*, That where the charge for any such service is established by the laws of the State within whose territorial limits such institution is situated, the Commissioners may not pay for such service an amount in excess of the charge so established. There is hereby authorized to be appropriated such sums as may be necessary for the making of payment for services under any such agreement.

Approved July 3, 1956.

Appropriation.

Public Law 651

CHAPTER 509

AN ACT

July 3, 1956
[S. 2512]

To amend the Act of August 27, 1954, so as to provide for the erection of appropriate markers in national cemeteries to honor the memory of certain members of the Armed Forces who died or were killed while serving in such forces.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act to provide for the erection of appropriate markers in national cemeteries to honor the memory of members of the Armed Forces missing in action", approved August 27, 1954 (68 Stat. 880), is amended by adding after the word "action", the words "or who died or were killed while serving in such forces, and whose remains have not been identified, have been buried at sea, or have been determined to be nonrecoverable."

Approved July 3, 1956.

National ceme-
teries.
Markers.

24 USC 279d.

Public Law 652

CHAPTER 510

AN ACT

July 3, 1956
[S. 3076]

To provide for a continuing survey and special studies of sickness and disability in the United States, and for periodic reports of the results thereof, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "National Health Survey Act".

SEC. 2. (a) The Congress hereby finds and declares—

(1) that the latest information on the number and relevant characteristics of persons in the country suffering from heart disease, cancer, diabetes, arthritis and rheumatism, and other diseases, injuries, and handicapping conditions is now seriously out of date; and

(2) that periodic inventories providing reasonably current information on these matters are urgently needed for purposes such as (A) appraisal of the true state of health of our population (including both adults and children), (B) adequate planning of any programs to improve their health, (C) research in the field of chronic diseases, and (D) measurement of the numbers of persons in the working ages so disabled as to be unable to perform gainful work.

(b) It is, therefore, the purpose of this Act to provide (1) for a continuing survey and special studies to secure on a non-compulsory basis accurate and current statistical information on the amount, distribution, and effects of illness and disability in the United States and the services received for or because of such conditions; and (2) for

National Health
Survey Act.
Declaration of
Congress.

Purpose.

studying methods and survey techniques for securing such statistical information, with a view toward their continuing improvement.

58 Stat. 691; 60
Stat. 423; 69 Stat.
382.
42 USC 241-242c.

SEC. 3. Part A of title III of the Public Health Service Act (42 U. S. C. ch. 6A) is amended by adding after section 304 the following new section:

“NATIONAL HEALTH SURVEYS AND STUDIES

“SEC. 305. (a) The Surgeon General is authorized (1) to make, by sampling or other appropriate means, surveys and special studies of the population of the United States to determine the extent of illness and disability and related information such as: (A) the number, age, sex, ability to work or engage in other activities, and occupation or activities of persons afflicted with chronic or other disease or injury or handicapping condition; (B) the type of disease or injury or handicapping condition of each person so afflicted; (C) the length of time that each such person has been prevented from carrying on his occupation or activities; (D) the amounts and types of services received for or because of such conditions; and (E) the economic and other impacts of such conditions; and (2) in connection therewith, to develop and test new or improved methods for obtaining current data on illness and disability and related information.

Publication of
results.

“(b) The Surgeon General is authorized, at appropriate intervals, to make available, through publications and otherwise, to any interested governmental or other public or private agencies, organizations, or groups, or to the public, the results of surveys or studies made pursuant to subsection (a).

Appropriation.

“(c) For each fiscal year beginning after June 30, 1956, there are authorized to be appropriated such sums as the Congress may determine for carrying out the provisions of this section.

Agency coopera-
tion.

“(d) To assist in carrying out the provisions of this section the Surgeon General is authorized and directed to cooperate and consult with the Departments of Commerce and Labor and any other interested Federal Departments or agencies and with State health departments. For such purpose he shall utilize insofar as possible the services or facilities of any agency of the Federal Government and, without regard to section 3709 of the Revised Statutes, as amended, of any appropriate State or other public agency, and may, without regard to section 3709 of the Revised Statutes, as amended, utilize the services or facilities of any private agency, organization, group, or individual, in accordance with written agreements between the head of such agency, organization, or group, or such individual, and the Secretary of Health, Education, and Welfare. Payment, if any, for such services or facilities shall be made in such amounts as may be provided in such agreement.”

41 USC 5.

58 Stat. 692.

SEC. 4. Section 301 of the Public Health Service Act (42 U. S. C. 241) is amended by striking out the word “and” at the end of paragraph (f), redesignating paragraph (g) as paragraph (h), and inserting immediately following paragraph (f) the following new paragraph:

Advice and as-
sistance.

“(g) Make available, to health officials, scientists, and appropriate public and other nonprofit institutions and organizations, technical advice and assistance on the application of statistical methods to experiments, studies, and surveys in health and medical fields; and”.

Approved July 3, 1956.

Public Law 653

CHAPTER 511

AN ACT

To amend section 7 of "An Act making appropriations to provide for the government of the District of Columbia for the fiscal year ending June 30, 1903, and for other purposes", approved July 1, 1902, as amended.

July 3, 1956
[H. R. 6782]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That paragraph numbered 39 of section 7 of the Act entitled "An Act making appropriations to provide for the government of the District of Columbia for the fiscal year ending June 30, 1903, and for other purposes", approved July 1, 1902, as amended (sec. 47-2339, D. C. Code, 1951 edition), is amended to read as follows:

D. C. second-hand dealers.

47 Stat. 558.

"PAR. 39. (a) The Commissioners of the District of Columbia are authorized and empowered to classify dealers in secondhand personal property (referred to in this paragraph 39 as 'dealers') and to fix and collect a license fee for each such class of dealer, which fee, in the judgment of the Commissioners, will be commensurate with the cost to the District of Columbia of inspection, supervision, and regulation of such class of dealer.

Authority of Commissioners.

"(b) In classifying dealers the Commissioners may take into consideration the kind of property dealt in, whether the property is retained by the dealer for sale at retail, whether the property is disposed of by the dealer out of the District of Columbia, whether the property is disposed of by the dealer as junk or otherwise, and such other criteria as the Commissioners may deem appropriate.

Classification.

"(c) Any person engaging in the business of buying, selling, trading, exchanging, or dealing in secondhand personal property of any description, including the return of unused portion of any ticket, order, or token purporting to evidence the right of the holder or possessor thereof to be transported by any railroad or other common carrier, however operated, from one State or Territory of the United States, or from the District of Columbia, to any other State or Territory of the United States or to the District of Columbia, shall be regarded as a dealer, and shall obtain the appropriate license and pay the fee therefor fixed by the Commissioners. For the purposes of this paragraph 39, the term 'secondhand personal property' shall not include any item of personal property (1) which the possessor thereof has acquired as part payment or allowance on the sale by such possessor of a new or rebuilt item of personal property, (2) which the possessor thereof has acquired by reason of its return to him for credit, refund, or exchange by a person having purchased such item from such possessor, or (3) which is offered for sale, trade, or exchange by the person who repossesses the same.

License and fee.

"(d) When any property has been stolen and sold in the District of Columbia to a dealer under such circumstances that the Commissioners of the District of Columbia, after such dealer has been afforded a hearing, are satisfied that such dealer had cause to believe, or could have ascertained by reasonable inquiry or investigation that the property was stolen, and that the dealer did not make reasonable inquiry or investigation as to the title of the seller before making the purchase, the Commissioners are authorized and directed to revoke the license of such dealer; and this action shall not be a bar to criminal prosecution for receiving stolen goods: *Provided*, That nothing in this subparagraph shall be construed as prohibiting the Commissioners from suspending or revoking the license of such dealer under the authority contained in paragraph numbered 46 of this section."

Stolen property.

SEC. 2. Paragraph 46 of section 7 of such Act is amended (a) by inserting the designation "(a)" immediately before the first sentence

47 Stat. 563.
D. C. Code 47-2345.

Suspension of
license.

of said paragraph 46; and (b) by adding thereto a subparagraph "(b)" reading as follows:

"(b) Notwithstanding any of the provisions of this section requiring an inspection as a prerequisite to the issuance of a license, the Commissioners are authorized to provide by regulation that any such inspection shall be made either prior or subsequent to the issuance of a license, but any such license, whether issued prior or subsequent to a required inspection, may be suspended or revoked for failure of the licensee to comply with the laws or regulations applicable to the licensed business, trade, profession, or calling."

Effective date.

SEC. 3. The first section of this Act shall take effect on November 1 next after the approval of this Act.

Approved July 3, 1956.

Public Law 654

CHAPTER 512

July 3, 1956
[H. R. 7641]

AN ACT

To authorize the Secretary of the Interior to cooperate with Federal and non-Federal agencies in the prevention of waterfowl depredations, and for other purposes.

Waterfowl crop
damage, preven-
tion.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, for the purpose of preventing crop damage by migratory waterfowl, the Commodity Credit Corporation shall make available to the Secretary of the Interior such wheat, corn, or other grains, acquired through price support operations and certified by the Commodity Credit Corporation to be available for purposes of this Act or in such condition through spoilage or deterioration as not to be desirable for human consumption, as the Secretary of the Interior shall requisition pursuant to section 2 hereof. With respect to any grain thus made available, the Commodity Credit Corporation may pay packaging, transporting, handling, and other charges up to the time of delivery to one or more designated locations in each State.

SEC. 2. Upon a finding by the Secretary of the Interior that any area in the United States is threatened with damage to farmers' crops by migratory waterfowl, whether or not during the open season for such migratory waterfowl, the Secretary of the Interior is hereby authorized and directed to requisition from the Commodity Credit Corporation and to make available to Federal, State, or local governmental bodies or officials, or to private organizations or persons, such grain acquired by the Commodity Credit Corporation through price-support operations in such quantities and subject to such regulations as the Secretary determines will most effectively lure migratory waterfowl away from crop depredations and at the same time not expose such migratory waterfowl to shooting over areas to which the waterfowl have been lured by such feeding programs.

SEC. 3. With respect to all grain made available pursuant to section 2, the Commodity Credit Corporation shall be reimbursed by the Secretary of the Interior for its expenses in packaging and transporting such grain for purposes of this Act.

Appropriation.

SEC. 4. There are hereby authorized to be appropriated such sums as may be necessary to reimburse the Commodity Credit Corporation for its investment in the grain transferred pursuant to this Act.

SEC. 5. No grain shall be made available by the Commodity Credit Corporation under this Act after the expiration of three years following its enactment.

Approved July 3, 1956.

Public Law 655

CHAPTER 513

AN ACT

To amend the Federal Property and Administrative Services Act of 1949, as amended, to authorize the disposal of surplus property for civil defense purposes, and for other purposes.

July 3, 1956
[H. R. 7227]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection 203 (j) of the Federal Property and Administrative Services Act of 1949, as amended (40 U. S. C. 484 (j)) is amended to read as follows:

Surplus property.
Disposal.
63 Stat. 386.

“(j) (1) Under such regulations as he may prescribe, the Administrator is authorized in his discretion to donate without cost (except for costs of care and handling) for use in any State for purposes of education, public health, or civil defense, or for research for any such purpose, any equipment, materials, books, or other supplies (including those capitalized in a working capital or similar fund) under the control of any executive agency which shall have been determined to be surplus property and which shall have been determined under paragraph (2), (3), or (4) of this subsection to be usable and necessary for any such purpose. In determining whether property is to be donated under this subsection, no distinction shall be made between property capitalized in a working-capital fund established under section 405 of the National Security Act of 1947, as amended, or any similar fund, and any other property. No such property shall be transferred for use within any State except to the State agency designated under State law for the purpose of distributing, in conformity with the provisions of this subsection, all property allocated under this subsection for use within such State.

Donations to
States.

63 Stat. 587.
5 USC 172d.

“(2) In the case of surplus property under the control of the Department of Defense, the Secretary of Defense shall determine whether such property is usable and necessary for educational activities which are of special interest to the armed services, such as maritime academies or military, naval, Air Force, or Coast Guard preparatory schools. If such Secretary shall determine that such property is usable and necessary for such purposes, he shall allocate it for transfer by the Administrator to the appropriate State agency for distribution to such educational activities. If he shall determine that such property is not usable and necessary for such purposes, it may be disposed of in accordance with paragraph (3) or paragraph (4) of this subsection.

Armed services.
Educational ac-
tivities.

“(3) Determination whether such surplus property (except surplus property allocated in conformity with paragraph (2) of this subsection) is usable and necessary for purposes of education or public health, or for research for any such purpose, in any State shall be made by the Secretary of Health, Education, and Welfare, who shall allocate such property on the basis of needs and utilization for transfer by the Administrator to such State agency for distribution to (A) tax-supported medical institutions, hospitals, clinics, health centers, school systems, schools, colleges, and universities, and (B) other non-profit medical institutions, hospitals, clinics, health centers, schools, colleges, and universities which are exempt from taxation under section 501 (c) (3) of the Internal Revenue Code of 1954. No such property shall be transferred to any State agency until the Secretary of Health, Education, and Welfare has received, from such State agency, a certification that such property is usable and needed for educational or public health purposes in the State, and until the Secretary has determined that such State agency has conformed to minimum standards of operation prescribed by the Secretary for the disposal of surplus property.

Education and
public health.

68A Stat. 163.
25 USC 501 (c)
(3).

Civil defense.

"(4) Determination whether such surplus property (except surplus property allocated in conformity with paragraph (2) of this subsection) is usable and necessary for civil defense purposes, including research, in any State shall be made by the Federal Civil Defense Administrator, who shall allocate such property on the basis of need and utilization for transfer by the Administrator of General Services to such State agency for distribution to civil defense organizations of such State, or political subdivisions and instrumentalities thereof, which are established pursuant to State law. No such property shall be transferred until the Federal Civil Defense Administrator has received from such State agency a certification that such property is usable and needed for civil defense purposes in the State, and until the Federal Civil Defense Administrator has determined that such State agency has conformed to minimum standards of operation prescribed by the Federal Civil Defense Administrator for the disposal of surplus property. The provisions of sections 201 (b), 401 (c), 401 (e), and 405 of the Federal Civil Defense Act of 1950, as amended, shall apply to the performance by the Federal Civil Defense Administrator of his responsibilities under this section.

64 Stat. 1248,
50 USC 2281,
2253, 2257.

Personal property.

"(5) The Secretary of Health, Education, and Welfare and the Federal Civil Defense Administrator may impose reasonable terms, conditions, reservations, and restrictions upon the use of any single item of personal property donated under paragraph (3) or paragraph (4), respectively, of this subsection which has an acquisition cost of \$2,500 or more.

"State".

"(6) The term 'State', as used in this subsection, includes the District of Columbia, the Commonwealth of Puerto Rico, and the Territories and possessions of the United States."

40 USC 484.

SEC. 2. (a) Clause (C) of paragraph (2) of subsection 203 (k) of such Act is amended by striking out the word "or" at the end thereof.

(b) Clause (D) of paragraph (2) of such subsection is amended by striking out the comma at the end thereof and inserting in lieu thereof a semicolon and the word "or".

(c) Paragraph (2) of such subsection is amended by inserting, immediately after clause (D) thereof, as amended by this section, the following new clause:

"(E) the Federal Civil Defense Administrator, in the case of property transferred pursuant to this Act to civil defense organizations of the States or political subdivisions or instrumentalities thereof which are established by or pursuant to State law,".

69 Stat. 83, 430.
40 USC 484.

SEC. 3. Subsection 203 (n) of such Act is amended to read as follows:

Cooperative agreements.

"(n) For the purpose of carrying into effect the provisions of subsections (j) and (k), the Secretary of Health, Education, and Welfare, the Federal Civil Defense Administrator, and the head of any Federal agency designated by either such officer, are authorized to enter into cooperative agreements with State surplus property distribution agencies designated in conformity with paragraph (1) of subsection (j). Such cooperative agreements may provide for utilization by such Federal agency, without payment or reimbursement, of the property, facilities, personnel, and services of the State agency in carrying out any such program, and for making available to such State agency, without payment or reimbursement, property, facilities, personnel, or services of such Federal agency in connection with such utilization."

SEC. 4. Subsection (h) of section 507 of the Federal Property and Administrative Services Act of 1949, as amended, as added by clause (3) of the joint resolution entitled "Joint resolution to provide for the acceptance and maintenance of Presidential libraries, and for other

purposes", approved August 12, 1955 (69 Stat. 697), is redesignated as subsection (i) of such section.

SEC. 5. (a) Except as provided by subsection (b), the amendments made by this Act shall become effective on the first day of the first month beginning after the date of enactment of this Act.

(b) In the case of any State which on the date of enactment of this Act has not designated a single State agency for the purpose of distributing surplus property pursuant to subsection 203 (j) of the Federal Property and Administrative Services Act of 1949, as amended, transfers of such property may be made by the Administrator of General Services under such subsection, as amended by this Act, to the State agency heretofore designated in such State to distribute property in conformity with such subsection for purposes of education and public health to the extent that such agency is authorized under State law to receive and distribute any class of property transferred pursuant to such subsection, or in the absence of any such agency or in the absence of authority of such agency to receive and distribute any such class of property, to any State agency or official authorized under State law to receive and distribute such property, until ninety calendar days have passed after the close of the first regular session of the legislature of such State beginning after the date of enactment of this Act.

Approved July 3, 1956.

44 USC 397.

Effective date.

Exception.

Public Law 656

CHAPTER 514

AN ACT

To authorize the payment of compensation for certain losses and damages caused by United States Armed Forces during World War II.

July 3, 1956
[H. R. 10766]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury is authorized to pay the sum of \$964,199.35 to the Vatican City in full and final settlement and discharge of all claims of the Vatican City for losses and damages caused by United States Armed Forces in the Papal Domain Castel Gandolfo during the course of hostilities conducted by such forces against German armed forces in Italy in 1944.

Vatican City.
Payment of
claims.

SEC. 2. There is hereby authorized to be appropriated the sum of \$964,199.35 to carry out the purposes of this Act.

Appropriation.

Approved July 3, 1956.

Public Law 657

CHAPTER 515

AN ACT

To authorize the conveyance of a certain tract of land in North Carolina to the city of Charlotte, North Carolina.

July 3, 1956
[H. R. 8634]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of General Services is authorized and directed to convey to the Charlotte Park and Recreation Commission, an instrumentality of the City of Charlotte, North Carolina, 18.06 acres of land, more or less, being that part of a 32.5 acre tract of land acquired by the Veterans' Administration on June 16, 1947, as a hospital site which has not been transferred to other Federal use, exact boundaries of said property to be determined by the Administrator.

Charlotte, N. C.
Conveyance.

Requirements.

SEC. 2. Such conveyance shall be made subject to the requirements of section 13 (h) of the Surplus Property Act of 1944 (58 Stat. 770) as added by Public Law 616, Eightieth Congress, (62 Stat. 350), (50 U. S. C. App. 1622 (h)): *Provided, however,* That in computation of the amount to be paid by said Commission as consideration for the transfer hereby authorized the sum of \$10,000 shall be deducted, such sum representing the amount contributed by the Charlotte Chamber of Commerce to the United States toward original acquisition of the aforementioned 32.5 acre tract.

Approved July 3, 1956.

Public Law 658

CHAPTER 516

JOINT RESOLUTION

July 3, 1956
[H. J. Res. 671]

Making temporary appropriations for the fiscal year 1957, and for other purposes.

Temporary ap-
propriations, 1957.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, and out of applicable corporate or other revenues, receipts, and funds, for the several departments, agencies, corporations, and other organizational units in the executive branch of the Government, namely:

Such amounts as may be necessary for continuing projects or activities which were conducted in the fiscal year 1956 and listed in this section (a) at a rate for operations not in excess of the current rate or the rate provided for in the budget estimate, whichever is lower, or (b) in the amount or at the rate specified herein:

Funds appropriated to the President, President's special international program (emergency fund for international affairs);

Atomic Energy Commission;

Department of State, International Fisheries Commission (sea lamprey control and research activities);

Department of Commerce, export control;

Department of Defense—Civil functions, Department of the Army, government and relief in occupied areas; Military construction, Army; Military construction, Navy; Military construction, Air Force;

Export-Import Bank of Washington;

Mutual security programs, \$200,000,000, to be expended in accord with provisions of law applicable to such programs during the fiscal year 1956 and at a rate for any individual program not in excess of the current rate therefor: *Provided,* That administrative expenses for such programs shall not exceed the current rate.

Availability.

SEC. 102. Appropriations and funds made available and authority granted pursuant to this Act shall remain available until (a) enactment into law of an appropriation for any project or activity provided for in this Act, or (b) enactment of the applicable appropriation Act by both Houses without any provision for such project or activity, or (c) July 31, 1956, whichever first occurs.

31 USC 665.

SEC. 103. Appropriations and funds made available and authority granted pursuant to this Act may be used without regard to the time limitations set forth in subsection (d) (2) of section 3679, Revised Statutes, and expenditures therefrom shall be charged to the applicable appropriation, fund, or authorization whenever a bill in which such applicable appropriation, fund, or authorization is contained is enacted into law.

SEC. 104. No appropriation or fund made available or authority granted pursuant to this Act shall be used to initiate or resume any project or activity which was not being conducted during the fiscal year 1956, except military construction projects otherwise authorized by law. Appropriations made and authority granted pursuant to this Act shall cover all obligations or expenditures incurred for any project or activity during the period for which funds or authority for such project or activity are available under this Act.

Approved July 3, 1956.

Public Law 659

CHAPTER 517

AN ACT

To amend title 28, United States Code, with respect to duties of judges of the United States Court of Claims.

July 9, 1956
[S. 977]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) subsection 291 (a) of title 28, United States Code, is amended to read as follows:

Court of Claims.
62 Stat. 900.

"(a) The Chief Justice of the United States may designate and assign temporarily any circuit judge to act as circuit judge in another circuit, or any judge of the Court of Claims to serve as a circuit judge in any circuit, upon presentation of a certificate of necessity by the chief judge or circuit justice of the circuit wherein the need arises."

(b) Section 292 of title 28, United States Code, is amended by adding at the end thereof the following new subsection:

62 Stat. 901.

"(e) The Chief Justice of the United States may designate and assign any judge of the Court of Claims to serve as a judge of any district court, when requested so to do, upon presentation of a certificate of necessity by the chief judge or circuit justice of the circuit wherein the need arises."

62 Stat. 901.

(c) Subsection 294 (b) of title 28, United States Code, is amended by adding at the end thereof the following new paragraph:

Retired judges.

"Any retired judge of the Court of Claims (1) may be designated and assigned by the Chief Justice of the United States to perform such judicial duties in any circuit as he is willing to undertake, and (2) may be called upon by the chief judge of the Court of Claims to perform such judicial duties in such court as he is willing to undertake."

(d) Section 331 of title 28, United States Code, is amended by inserting, immediately after the second paragraph thereof, the following new paragraph:

62 Stat. 902.

"The Chief Justice of the United States shall also summon the chief judge of the Court of Claims, or if he is unable to attend, another judge of such court, to participate in the conference. Any judge summoned shall attend, and, unless excused by the Chief Justice, shall remain throughout the conference and advise as to the needs of such court and as to any matters in respect of which the administration of justice in the courts of the United States may be improved."

Judicial Conference.

(e) The second paragraph of section 605 of title 28, United States Code, is amended to read as follows:

62 Stat. 915.

"Such estimates shall be approved, before presentation to the Bureau of the Budget, by the Judicial Conference of the United States, except that estimates with respect to the Court of Customs and Patent Appeals and the Customs Court shall be approved by such courts, respectively."

Budget estimates, approval.

Approved July 9, 1956.

Public Law 660

CHAPTER 518

July 9, 1956
[S. 890]

AN ACT

To extend and strengthen the Water Pollution Control Act.

Water Pollution
Control Act Amend-
ments of 1956,
62 Stat. 1155.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Water Pollution Control Act (33 U. S. C. 466-466j) is hereby amended to read as follows:

"DECLARATION OF POLICY

Administration
of Act.

"SECTION 1. (a) In connection with the exercise of jurisdiction over the waterways of the Nation and in consequence of the benefits resulting to the public health and welfare by the prevention and control of water pollution, it is hereby declared to be the policy of Congress to recognize, preserve, and protect the primary responsibilities and rights of the States in preventing and controlling water pollution, to support and aid technical research relating to the prevention and control of water pollution, and to provide Federal technical services and financial aid to State and interstate agencies and to municipalities in connection with the prevention and control of water pollution. To this end, the Surgeon General of the Public Health Service shall administer this Act through the Public Health Service and under the supervision and direction of the Secretary of Health, Education, and Welfare.

"(b) Nothing in this Act shall be construed as impairing or in any manner affecting any right or jurisdiction of the States with respect to the waters (including boundary waters) of such States.

"COMPREHENSIVE PROGRAMS FOR WATER POLLUTION CONTROL

Joint investiga-
tions.

"SEC. 2. The Surgeon General shall, after careful investigation, and in cooperation with other Federal agencies, with State water pollution control agencies and interstate agencies, and with the municipalities and industries involved, prepare or develop comprehensive programs for eliminating or reducing the pollution of interstate waters and tributaries thereof and improving the sanitary condition of surface and underground waters. In the development of such comprehensive programs due regard shall be given to the improvements which are necessary to conserve such waters for public water supplies, propagation of fish and aquatic life and wildlife, recreational purposes, and agricultural, industrial, and other legitimate uses. For the purpose of this section, the Surgeon General is authorized to make joint investigations with any such agencies of the condition of any waters in any State or States, and of the discharges of any sewage, industrial wastes, or substance which may adversely affect such waters.

"INTERSTATE COOPERATION AND UNIFORM LAWS

"SEC. 3. (a) The Surgeon General shall encourage cooperative activities by the States for the prevention and control of water pollution; encourage the enactment of improved and, so far as practicable, uniform State laws relating to the prevention and control of water pollution; and encourage compacts between States for the prevention and control of water pollution.

"(b) The consent of the Congress is hereby given to two or more States to negotiate and enter into agreements or compacts, not in conflict with any law or treaty of the United States, for (1) cooperative effort and mutual assistance for the prevention and control of water pollution and the enforcement of their respective laws relating thereto, and (2) the establishment of such agencies, joint or otherwise, as they

may deem desirable for making effective such agreements and compacts. No such agreement or compact shall be binding or obligatory upon any State a party thereto unless and until it has been approved by the Congress.

“RESEARCH, INVESTIGATIONS, TRAINING, AND INFORMATION

“SEC. 4. (a) The Surgeon General shall conduct in the Public Health Service and encourage, cooperate with, and render assistance to other appropriate public (whether Federal, State, interstate, or local) authorities, agencies, and institutions, private agencies and institutions, and individuals in the conduct of, and promote the coordination of, research, investigations, experiments, demonstrations, and studies relating to the causes, control, and prevention of water pollution. In carrying out the foregoing, the Surgeon General is authorized to—

“(1) collect and make available, through publications and other appropriate means, the results of and other information as to research, investigations, and demonstrations relating to the prevention and control of water pollution, including appropriate recommendations in connection therewith;

“(2) make grants-in-aid to public or private agencies and institutions and to individuals for research or training projects and for demonstrations, and provide for the conduct of research, training, and demonstrations by contract with public or private agencies and institutions and with individuals without regard to sections 3648 and 3709 of the Revised Statutes;

“(3) secure, from time to time and for such periods as he deems advisable, the assistance and advice of experts, scholars, and consultants as authorized by section 15 of the Administrative Expenses Act of 1946 (5 U. S. C. 55a);

“(4) establish and maintain research fellowships in the Public Health Service with such stipends and allowances, including traveling and subsistence expenses, as he may deem necessary to procure the assistance of the most promising research fellowships: *Provided*, That the total sum authorized to be appropriated for any fiscal year for fellowships pursuant to this subparagraph shall not exceed \$100,000; and

“(5) provide training in technical matters relating to the causes, prevention, and control of water pollution to personnel of public agencies and other persons with suitable qualifications.

“(b) The Surgeon General may, upon request of any State water pollution control agency, or interstate agency, conduct investigations and research and make surveys concerning any specific problem of water pollution confronting any State, interstate agency, community, municipality, or industrial plant, with a view of recommending a solution of such problem.

“(c) The Surgeon General shall, in cooperation with other Federal, State, and local agencies having related responsibilities, collect and disseminate basic data on chemical, physical, and biological water quality and other information insofar as such data or other information relate to water pollution and the prevention and control thereof.

“GRANTS FOR WATER POLLUTION CONTROL PROGRAMS

“SEC. 5. (a) There are hereby authorized to be appropriated for the fiscal year ending June 30, 1957, and for each succeeding fiscal year to and including the fiscal year ending June 30, 1961, \$5,000,000 for grants to States and to interstate agencies to assist them in meeting the

31 USC 529; 41
USC 5.

60 Stat. 810.

costs of establishing and maintaining adequate measures for the prevention and control of water pollution.

“(b) The portion of the sums appropriated pursuant to subsection (a) for a fiscal year which shall be available for grants to interstate agencies and the portion thereof which shall be available for grants to States shall be specified in the Act appropriating such sums.

“(c) From the sums available therefor for any fiscal year the Surgeon General shall from time to time make allotments to the several States, in accordance with regulations, on the basis of (1) the population, (2) the extent of the water pollution problem, and (3) the financial need of the respective States.

“(d) From each State's allotment under subsection (c) for any fiscal year the Surgeon General shall pay to such State an amount equal to its Federal share (as determined under subsection (h)) of the cost of carrying out its State plan approved under subsection (f), including the cost of training personnel for State and local water pollution control work and including the cost of administering the State plan.

“(e) From the sums available therefor for any fiscal year the Surgeon General shall from time to time make allotments to interstate agencies, in accordance with regulations, on such basis as the Surgeon General finds reasonable and equitable. He shall from time to time pay to each such agency, from its allotment, an amount equal to such portion of the cost of carrying out its plan approved under subsection (f) as may be determined in accordance with regulations, including the cost of training personnel for water pollution control work and including the cost of administering the interstate agency's plan. The regulations relating to the portion of the cost of carrying out the interstate agency's plan which shall be borne by the United States shall be designed to place such agencies, so far as practicable, on a basis similar to that of the States.

Approval of State
or interstate plans.

“(f) The Surgeon General shall approve any plan for the prevention and control of water pollution which is submitted by the State water pollution control agency or, in the case of an interstate agency, by such agency, if such plan—

“(1) provides for administration or for the supervision of administration of the plan by the State water pollution control agency or, in the case of a plan submitted by an interstate agency, by such interstate agency;

“(2) provides that such agency will make such reports, in such form and containing such information, as the Surgeon General may from time to time reasonably require to carry out his functions under this Act;

“(3) sets forth the plans, policies, and methods to be followed in carrying out the State (or interstate) plan and in its administration;

“(4) provides for extension or improvement of the State or interstate program for prevention and control of water pollution; and

“(5) provides such accounting, budgeting, and other fiscal methods and procedures as are necessary for the proper and efficient administration of the plan.

The Surgeon General shall not disapprove any plan without first giving reasonable notice and opportunity for hearing to the State water pollution control agency or interstate agency which has submitted such plan.

“(g) (1) Whenever the Surgeon General, after reasonable notice and opportunity for hearing to a State water pollution control agency or interstate agency finds that—

“(A) the plan submitted by such agency and approved under this section has been so changed that it no longer complies with a requirement of subsection (f) of this section; or

“(B) in the administration of the plan there is a failure to comply substantially with such a requirement, the Surgeon General shall notify such agency that no further payments will be made to the State or to the interstate agency, as the case may be, under this section (or in his discretion that further payments will not be made to the State, or to the interstate agency, for projects under or parts of the plan affected by such failure) until he is satisfied that there will no longer be any such failure. Until he is so satisfied, the Surgeon General shall make no further payments to such State, or to such interstate agency, as the case may be, under this section (or shall limit payments to projects under or parts of the plan in which there is no such failure).

“(2) If any State or any interstate agency is dissatisfied with the Surgeon General's action with respect to it under this subsection, it may appeal to the United States court of appeals for the circuit in which such State (or any of the member States, in the case of an interstate agency) is located. The summons and notice of appeal may be served at any place in the United States. The findings of fact by the Surgeon General, unless contrary to the weight of the evidence, shall be conclusive; but the court, for good cause shown, may remand the case to the Surgeon General to take further evidence, and the Surgeon General may thereupon make new or modified findings of fact and may modify his previous action. Such new or modified findings of fact shall likewise be conclusive unless contrary to the weight of the evidence. The court shall have jurisdiction to affirm the action of the Surgeon General or to set it aside, in whole or in part. The judgment of the court shall be subject to review by the Supreme Court of the United States upon certiorari or certification as provided in title 28, United States Code, section 1254.

Appeals.

“(h) (1) The ‘Federal share’ for any State shall be 100 per centum less that percentage which bears the same ratio to 50 per centum as the per capita income of such State bears to the per capita income of the continental United States (excluding Alaska), except that (A) the Federal share shall in no case be more than $66\frac{2}{3}$ per centum or less than $33\frac{1}{3}$ per centum, and (B) the Federal share for Hawaii and Alaska shall be 50 per centum, and for Puerto Rico and the Virgin Islands shall be $66\frac{2}{3}$ per centum.

62 Stat. 928.

“Federal share”.

“(2) The ‘Federal shares’ shall be promulgated by the Surgeon General between July 1 and September 30 of each even-numbered year, on the basis of the average of the per capita incomes of the States and of the continental United States for the three most recent consecutive years for which satisfactory data are available from the Department of Commerce. Such promulgation shall be conclusive for each of the two fiscal years in the period beginning July 1 next succeeding such promulgation: *Provided*, That the Federal shares promulgated by the Surgeon General pursuant to section 4 of the Water Pollution Control Act Amendments of 1956, shall be conclusive for the period beginning July 1, 1956, and ending June 30, 1959.

“(i) The population of the several States shall be determined on the basis of the latest figures furnished by the Department of Commerce.

“(j) The method of computing and paying amounts pursuant to subsection (d) or (e) shall be as follows:

Method of computation and payment.

“(1) The Surgeon General shall, prior to the beginning of each calendar quarter or other period prescribed by him, estimate the amount to be paid to each State (or to each interstate agency in the

case of subsection (e)) under the provisions of such subsection for such period, such estimate to be based on such records of the State (or the interstate agency) and information furnished by it, and such other investigation, as the Surgeon General may find necessary.

"(2) The Surgeon General shall pay to the State (or to the interstate agency), from the allotment available therefor, the amount so estimated by him for any period, reduced or increased, as the case may be, by any sum (not previously adjusted under this paragraph) by which he finds that his estimate of the amount to be paid such State (or such interstate agency) for any prior period under such subsection was greater or less than the amount which should have been paid to such State (or such agency) for such prior period under such subsection. Such payments shall be made through the disbursing facilities of the Treasury Department, in such installments as the Surgeon General may determine.

"GRANTS FOR CONSTRUCTION

"SEC. 6. (a) The Surgeon General is authorized to make grants to any State, municipality, or intermunicipal or interstate agency for the construction of necessary treatment works to prevent the discharge of untreated or inadequately treated sewage or other waste into any waters and for the purpose of reports, plans, and specifications in connection therewith.

Limitations.

"(b) Federal grants under this section shall be subject to the following limitations: (1) No grant shall be made for any project pursuant to this section unless such project shall have been approved by the appropriate State water pollution control agency or agencies and by the Surgeon General and unless such project is included in a comprehensive program developed pursuant to this Act; (2) no grant shall be made for any project in an amount exceeding 30 per centum of the estimated reasonable cost thereof as determined by the Surgeon General or in an amount exceeding \$250,000, whichever is the smaller: *Provided*, That the grantee agrees to pay the remaining cost; (3) no grant shall be made for any project under this section until the applicant has made provision satisfactory to the Surgeon General for assuring proper and efficient operation and maintenance of the treatment works after completion of the construction thereof; and (4) no grant shall be made for any project under this section unless such project is in conformity with the State water pollution control plan submitted pursuant to the provisions of section 5 and has been certified by the State water pollution control agency as entitled to priority over other eligible projects on the basis of financial as well as water pollution control needs.

"(c) In determining the desirability of projects for treatment works and of approving Federal financial aid in connection therewith, consideration shall be given by the Surgeon General to the public benefits to be derived by the construction and the propriety of Federal aid in such construction, the relation of the ultimate cost of constructing and maintaining the works to the public interest and to the public necessity for the works, and the adequacy of the provisions made or proposed by the applicant for such Federal financial aid for assuring proper and efficient operation and maintenance of the treatment works after completion of the construction thereof. The sums appropriated pursuant to subsection (d) for any fiscal year shall be allotted by the Surgeon General from time to time, in accordance with regulations, as follows: (1) 50 per centum of such sums in the ratio that the population of each State bears to the population of all the States, and (2) 50 per centum of such sums in the ratio that the quotient

obtained by dividing the per capita income of the United States by the per capita income of each State bears to the sum of such quotients for all the States. The allotment of a State under the preceding sentence shall be available, in accordance with the provisions of this section, for payments with respect to projects in such State which have been approved under this section. For purposes of this section, population shall be determined on the basis of the latest decennial census for which figures are available, as certified by the Secretary of Commerce, and per capita income for each State and for the United States shall be determined on the basis of the average of the per capita incomes of the States and of the continental United States for the three most recent consecutive years for which satisfactory data are available from the Department of Commerce.

“(d) There are hereby authorized to be appropriated for each fiscal year the sum of \$50,000,000 for the purpose of making grants under this section: *Provided*, That the aggregate of sums so appropriated shall not exceed \$500,000,000. Sums so appropriated shall remain available until expended: *Provided*, That at least 50 per centum of the funds so appropriated for each fiscal year shall be used for grants for the construction of treatment works servicing municipalities of one hundred and twenty-five thousand population or under.

Appropriation.

“(e) The Surgeon General shall make payments under this section through the disbursing facilities of the Department of the Treasury. Funds so paid shall be used exclusively to meet the cost of construction of the project for which the amount was paid. As used in this section the term ‘construction’ includes preliminary planning to determine the economic and engineering feasibility of treatment works, the engineering, architectural, legal, fiscal, and economic investigations and studies, surveys, designs, plans, working drawings, specifications, procedures, and other action necessary to the construction of treatment works; and the erection, building, acquisition, alteration, remodeling, improvement, or extension of treatment works; and the inspection and supervision of the construction of treatment works.

Inclusion of preliminary planning in construction.

“WATER POLLUTION CONTROL ADVISORY BOARD

“SEC. 7. (a) (1) There is hereby established in the Public Health Service a Water Pollution Control Advisory Board, composed of the Surgeon General or a sanitary engineer officer designated by him, who shall be chairman, and nine members appointed by the President, none of whom shall be Federal officers or employees. The appointed members, having due regard for the purposes of this Act, shall be selected from among representatives of various State, interstate and local governmental agencies, of public or private interests contributing to, affected by, or concerned with water pollution, and of other public and private agencies, organizations, or groups demonstrating an active interest in the field of water pollution prevention and control, as well as other individuals who are expert in this field.

“(2) (A) Each member appointed by the President shall hold office for a term of three years, except that (i) any member appointed to fill a vacancy occurring prior to the expiration of the term for which his predecessor was appointed shall be appointed for the remainder of such term, and (ii) the terms of office of the members first taking office after June 30, 1956, shall expire as follows: three at the end of one year after such date, three at the end of two years after such date, and three at the end of three years after such date, as designated by the President at the time of appointment. None of the members appointed by the President shall be eligible for reappointment within one year after the end of his preceding term, but terms commencing prior to the enact-

ment of the Water Pollution Control Act Amendments of 1956 shall not be deemed 'preceding terms' for purposes of this sentence.

Compensation.

"(B) The members of the Board who are not officers or employees of the United States, while attending conferences or meetings of the Board or while otherwise serving at the request of the Surgeon General, shall be entitled to receive compensation at a rate to be fixed by the Secretary of Health, Education, and Welfare, but not exceeding \$50 per diem, including travel time, and while away from their homes or regular places of business they may be allowed travel expenses, including per diem in lieu of subsistence, as authorized by law (5 U. S. C. 73b-2) for persons in the Government service employed intermittently.

60 Stat. 808.

"(b) The Board shall advise, consult with, and make recommendations to the Surgeon General on matters of policy relating to the activities and functions of the Surgeon General under this Act.

"(c) Such clerical and technical assistance as may be necessary to discharge the duties of the Board shall be provided from the personnel of the Public Health Service.

"ENFORCEMENT MEASURES AGAINST POLLUTION OF INTERSTATE WATERS

"SEC. 8. (a) The pollution of interstate waters in or adjacent to any State or States (whether the matter causing or contributing to such pollution is discharged directly into such waters or reaches such waters after discharge into a tributary of such waters), which endangers the health or welfare of persons in a State other than that in which the discharge originates, shall be subject to abatement as herein provided.

"(b) Consistent with the policy declaration of this Act, State and interstate action to abate pollution of interstate waters shall be encouraged and shall not, except as otherwise provided by or pursuant to court order under subsection (g), be displaced by Federal enforcement action.

Conferences.

"(c) (1) Whenever the Surgeon General, on the basis of reports, surveys, or studies, has reason to believe that any pollution referred to in subsection (a) is occurring, or whenever requested by a State water pollution control agency or the Governor of any State, he shall give formal notification of any such pollution to the State water pollution control agency and interstate agency, if any, of the State or States where the discharge or discharges causing or contributing to such pollution originates and shall call promptly a conference of the State water pollution control agencies and interstate agencies, if any, of the State or States where the discharge or discharges causing or contributing to such pollution originates and of the State or States claiming to be adversely affected by such pollution.

"(2) The agencies called to attend such conference may bring such persons as they desire to the conference. Not less than three weeks' prior notice of the conference date shall be given to such agencies.

"(3) Following this conference, the Surgeon General shall prepare and forward to all the water pollution control agencies attending the conference a summary of conference discussions including (A) occurrence of pollution of interstate waters subject to abatement under this Act; (B) adequacy of measures taken toward abatement of the pollution; and (C) nature of delays, if any, being encountered in abating the pollution.

"(d) If the Surgeon General believes, upon the conclusion of the conference or thereafter, that effective progress toward abatement of such pollution is not being made and that the health or welfare of persons in a State other than that in which the discharge originates is being endangered, he shall recommend to the appropriate State water

pollution control agency that it take necessary remedial action. The Surgeon General is to allow at least six months for the taking of such action.

“(e) If such remedial action is not taken or action reasonably calculated to secure abatement of such pollution is not taken, the Secretary of Health, Education, and Welfare shall call a public hearing, to be held in or near one or more of the places where the discharge or discharges causing or contributing to such pollution originated, before a board of five or more persons appointed by the Secretary. Each State in which any discharge causing or contributing to such pollution originates and each State claiming to be adversely affected by such pollution shall be given an opportunity to select one member of the board and at least one member shall be a representative of the Department of Commerce, and not less than a majority of the board shall be persons other than officers or employees of the Department of Health, Education, and Welfare. At least three weeks' prior notice of said hearing shall be given to the State water pollution control agencies and interstate agencies, if any, called to attend the aforesaid hearing and the alleged polluter or polluters. On the basis of the evidence presented at such hearing, the board shall make findings as to whether pollution referred to in subsection (a) is occurring and whether effective progress toward abatement thereof is being made. If the board finds such pollution is occurring and effective progress toward abatement is not being made it shall make recommendations to the Secretary of Health, Education, and Welfare concerning the measures, if any, which it finds to be reasonable and equitable to secure abatement of such pollution. The Secretary shall send such findings and recommendations to the person or persons discharging any matter causing or contributing to such pollution, together with a notice specifying a reasonable time (not less than six months) to secure abatement of such pollution, and shall also send such findings and recommendations and such notice to the State water pollution control agency, and to the interstate agency, if any, of the State or States where such discharge or discharges originate.

Public hearings.

“(f) If action reasonably calculated to secure abatement of the pollution within the time specified in the notice following the public hearing is not taken, the Secretary of Health, Education, and Welfare, with the written consent of the State water pollution control agency (or any officer or employee authorized to give such consent) of the State or States where the matter causing or contributing to the pollution is discharged or at the written request of the State water pollution control agency (or any officer or employee authorized to make such request) of any other State or States where the health or welfare of persons is endangered by such pollution, may request the Attorney General to bring a suit on behalf of the United States to secure abatement of the pollution.

Suits on behalf
of U. S.

“(g) The court shall receive in evidence in any such suit a transcript of the proceedings before the Board and a copy of the Board's recommendations and shall receive such further evidence as the court in its discretion deems proper. The court, giving due consideration to the practicability and to the physical and economic feasibility of securing abatement of any pollution proved, shall have jurisdiction to enter such judgment, and orders enforcing such judgment, as the public interest and the equities of the case may require.

“(h) As used in this section, the term ‘person’ includes an individual, corporation, partnership, association, State, municipality, and political subdivision of the State.

“Person”.

“COOPERATION TO CONTROL POLLUTION FROM FEDERAL INSTALLATIONS

“SEC. 9. It is hereby declared to be the intent of the Congress that any Federal department or agency having jurisdiction over any building, installation, or other property shall, insofar as practicable and consistent with the interests of the United States and within any available appropriations, cooperate with the Department of Health, Education, and Welfare, and with any State or interstate agency or municipality having jurisdiction over waters into which any matter is discharged from such property, in preventing or controlling the pollution of such waters.

“ADMINISTRATION

“SEC. 10. (a) The Surgeon General is authorized to prescribe such regulations as are necessary to carry out his functions under this Act. All regulations of the Surgeon General under this Act shall be subject to the approval of the Secretary of Health, Education, and Welfare. The Surgeon General may delegate to any officer or employee of the Public Health Service such of his powers and duties under this Act, except the making of regulations, as he may deem necessary or expedient.

“(b) The Secretary of Health, Education, and Welfare, with the consent of the head of any other agency of the United States, may utilize such officers and employees of such agency as may be found necessary to assist in carrying out the purposes of this Act.

Appropriations.

“(c) There are hereby authorized to be appropriated to the Department of Health, Education, and Welfare such sums as may be necessary to enable it to carry out its functions under this Act.

“DEFINITIONS

“SEC. 11. When used in this Act—

“(a) The term ‘State water pollution control agency’ means the State health authority, except that, in the case of any State in which there is a single State agency, other than the State health authority, charged with responsibility for enforcing State laws relating to the abatement of water pollution, it means such other State agency.

“(b) The term ‘interstate agency’ means an agency of two or more States established by or pursuant to an agreement or compact approved by the Congress, or any other agency of two or more States, having substantial powers or duties pertaining to the control of pollution of waters.

“(c) The term ‘treatment works’ means the various devices used in the treatment of sewage or industrial wastes of a liquid nature, including the necessary intercepting sewers, outfall sewers, pumping, power, and other equipment, and their appurtenances, and includes any extensions, improvements, remodeling, additions, and alterations thereof.

“(d) The term ‘State’ means a State, the District of Columbia, Hawaii, Alaska, Puerto Rico, or the Virgin Islands.

“(e) The term ‘interstate waters’ means all rivers, lakes, and other waters that flow across, or form a part of, boundaries between two or more States.

“(f) The term ‘municipality’ means a city, town, borough, county, parish, district, or other public body created by or pursuant to State law and having jurisdiction over disposal of sewage, industrial wastes, or other wastes.

“OTHER AUTHORITY NOT AFFECTED

“SEC. 12. This Act shall not be construed as (1) superseding or limiting the functions, under any other law, of the Surgeon General or of the Public Health Service, or of any other officer or agency of the United States, relating to water pollution, or (2) affecting or impairing the provisions of the Oil Pollution Act, 1924, or sections 13 through 17 of the Act entitled ‘An Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors and for other purposes’, approved March 3, 1899, as amended, or (3) affecting or impairing the provisions of any treaty of the United States.

43 Stat. 604.
33 USC 431.

30 Stat. 1121.
33 USC 401, 403,
404, 406-409, 411-
416, 418, 549, 686,
687.

“SEPARABILITY

“SEC. 13. If any provision of this Act, or the application of any provision of this Act to any person or circumstance, is held invalid, the application of such provision to other persons or circumstances, and the remainder of this Act, shall not be affected thereby.

“SHORT TITLE

“SEC. 14. This Act may be cited as the ‘Federal Water Pollution Control Act’.”

SEC. 2. The title of such Act is amended to read “An Act to provide for water pollution control activities in the Public Health Service of the Department of Health, Education, and Welfare, and for other purposes.”

SEC. 3. Terms of office as members of the Water Pollution Control Advisory Board (established pursuant to section 6 (b) of the Water Pollution Control Act, as in effect prior to the enactment of this Act) subsisting on the date of enactment of this Act shall expire at the close of business on such date.

Expiration of
terms of office.

SEC. 4. As soon as possible after the date of enactment of this Act the Surgeon General shall promulgate Federal shares in the manner provided in subsection (h) of section 5 of the Water Pollution Control Act, as amended by this Act (and without regard to the date specified therein for such promulgation), such Federal shares to be conclusive for the purposes of section 5 of such Act for the period beginning July 1, 1956, and ending June 30, 1959.

SEC. 5. In the case of any discharge or discharges causing or contributing to water pollution with respect to which the actions by the Surgeon General prescribed under paragraph (2) of section 2 (d) of the Water Pollution Control Act, as in effect prior to the enactment of this Act, have already been completed prior to such enactment, the provisions of such section shall continue to be applicable; except that nothing in this section shall prevent action with respect to any such pollution under and in accordance with the provisions of the Water Pollution Control Act, as amended by this Act.

SEC. 6. This Act may be cited as the “Water Pollution Control Act Amendments of 1956”.

Approved July 9, 1956.

Public Law 661

CHAPTER 519

AN ACT

To provide punishment for certain confidence game swindles.

July 9, 1956
[S. 997]

Be it enacted by the Senate and House of Representatives in the United States of America in Congress assembled, That section

62 Stat. 806.

2314 of title 18, United States Code, be, and it is hereby, amended by inserting therein immediately after the first paragraph thereof, a new paragraph to read as follows:

"Whoever, having devised or intending to devise any scheme or artifice to defraud, or for obtaining money or property by means of false or fraudulent pretenses, representations, or promises, transports or causes to be transported, or induces any person to travel in, or to be transported in interstate commerce in the execution or concealment of a scheme or artifice to defraud that person of money or property having a value of \$5,000 or more; or".

Approved July 9, 1956.

Public Law 662

CHAPTER 520

July 9, 1956
[S. 1688]

AN ACT

To amend the Federal Seed Act.

53 Stat. 1286.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 406 of the Federal Seed Act (7 U. S. C. 1596) is amended to read as follows:

Penalties.

"(a) Any person who knowingly, or as a result either of gross negligence or of a failure to make a reasonable effort to inform himself of the pertinent facts, violates any provision of this Act or the rules and regulations made and promulgated thereunder shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall pay a fine of not more than \$1,000, for the first offense, and upon conviction for each subsequent offense not more than \$2,000."

"(b) Any person who violates any provision of this Act or the rules and regulations made and promulgated thereunder shall forfeit to the United States a sum, not less than \$25 or more than \$500, for each such violation, which forfeiture shall be recoverable in a civil suit brought in the name of the United States."

53 Stat. 1282.

SEC. 2. Section 204 of the Federal Seed Act (7 U. S. C. 1574) is amended to read as follows:

Disclaimers and nonwarranties.

"SEC. 204. The use of a disclaimer or nonwarranty clause in any invoice, advertising, labeling, or written, printed, or graphic matter, pertaining to any seed shall not constitute a defense, or be used as a defense in any way, in any prosecution or other proceeding brought under the provisions of this Act, or the rules and regulations made and promulgated thereunder."

53 Stat. 1288.

SEC. 3. Section 412 of the Federal Seed Act (7 U. S. C. 1602) is amended to read as follows:

Separability of proceedings.

"SEC. 412. The institution of any one of the proceedings provided for in sections 405, 406, 409, 410, and 411 shall not bar institution of any of the others, except that action shall not be instituted under both subsections 406 (a) and (b) for the same cause of action. Nothing in this Act shall be construed as requiring the Secretary of Agriculture to recommend prosecution, or institution of civil penalty proceedings, libel proceedings, cease-and-desist proceedings, or proceedings for the enforcement of a cease-and-desist order, for minor violations of this Act or the rules and regulations made and promulgated thereunder whenever he believes that the public interest will be adequately served by suitable written notice or warning."

SEC. 4. The amendments made by this Act shall be applicable only with respect to violations occurring after the enactment of this Act.

Approved July 9, 1956.

Public Law 663

CHAPTER 521

AN ACT

July 9, 1956
[S. 2210]

To modify the project for the Saint Marys River, Michigan, South Canal, in order to repeal the authorization for the alteration of the International Bridge as part of such project, and to authorize the Secretary of the Army to accomplish such alteration.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the project for the Saint Marys River, Michigan, South Canal, as approved by the Act of March 2, 1945 (59 Stat. 10), is modified by repealing the authorization for the alteration as part of such project of the International Bridge owned by the Sault Ste. Marie Bridge Company.

Saint Marys
River, Mich., South
Canal.
59 Stat. 20.

SEC. 2. The Secretary of the Army is authorized to accomplish the alteration of the bridge referred to in the first section of this Act under such an agreement as he may arrive at with the owners of such bridge. The costs of any such alteration shall be apportioned between the United States and such bridge owners in accordance with section 6 of the Act entitled "An Act to provide for the alteration of certain bridges over navigable waters of the United States, for the apportionment of the cost of such alterations between the United States and the owners of such bridges, and for other purposes", approved June 21, 1940 (54 Stat. 497).

Bridge alteration.

54 Stat. 499.
33 USC 516.

SEC. 3. There are authorized to be appropriated such amounts as may be necessary to carry out the provisions of this Act.

Appropriation.

Approved July 9, 1956.

Public Law 664

CHAPTER 522

AN ACT

July 9, 1956
[S. 2913]

To extend for two years the Advisory Committee on Weather Control.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 10 (a) of the Act entitled "An Act to create a committee to study and evaluate public and private experiments in weather modification", approved August 13, 1953 (67 Stat. 559, 561), is amended by striking out "June 30, 1956" and inserting in lieu thereof "June 30, 1958".

15 USC 311 note.

Approved July 9, 1956.

Public Law 665

CHAPTER 523

AN ACT

July 9, 1956
[S. 3307]

To amend section 9 (d) of the Universal Military Training and Service Act to authorize jurisdiction in the Federal courts in certain reemployment cases.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 9 (d) of the Universal Military Training and Service Act, as amended, is amended by striking "or" immediately following "subsection (b)", inserting a comma in lieu thereof, striking the comma immediately following "subsection (c) (1)" and inserting in lieu thereof "or subsection (g)".

62 Stat. 616.
50 USC app.
459.

SEC. 2. The amendment made by the first section of this Act shall take effect as of June 19, 1951.

Effective date.

Approved July 9, 1956.

Public Law 666

CHAPTER 524

July 9, 1956
[S. 3581]

AN ACT

To increase the retired pay of certain members of the former Lighthouse Service.

Lighthouse Service.
Retirement.
40 Stat. 608,
1036.
33 USC 763.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the annual rate of retired pay of each person retired under section 6 of the Act of June 20, 1918, as amended and supplemented, shall be increased, effective on the first day of the first calendar month following the date of enactment of this Act, in accordance with the following schedule:

If retired pay commences between—	Retired pay not	Retired pay in
	in excess of \$1,500 shall be increased by—	excess of \$1,500 shall be increased by—
June 20, 1918, and June 30, 1955.....	12 per centum	8 per centum
July 1, 1955, and December 31, 1955.....	10 per centum	7 per centum
January 1, 1956, and June 30, 1956.....	8 per centum	6 per centum
July 1, 1956, and December 31, 1956.....	6 per centum	4 per centum
January 1, 1957, and June 30, 1957.....	4 per centum	2 per centum
July 1, 1957, and December 31, 1957.....	2 per centum	1 per centum

Restriction.

Such annual increase in retired pay shall not exceed the sum necessary to increase such retired pay to \$4,104. The monthly installment of each retired payment so increased shall be fixed at the nearest dollar.

Approved July 9, 1956.

Public Law 667

CHAPTER 525

July 9, 1956
[S. 3856]

AN ACT

To facilitate the making of lease-purchase agreements by the Administrator of General Services under the Public Buildings Act of 1949, as amended, and by the Postmaster General under the Post Office Department Property Act of 1954, and for other purposes.

Lease-purchase
contracts.
40 USC 356.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (e) of section 411 of the Public Buildings Act of 1949, as added by section 101 of the Public Buildings Contract Act of 1954 (68 Stat. 518), is further amended—

(1) by repealing so much of said subsection (e) as reads: "No proposed purchase contract agreement shall be executed under this section unless such agreement has been approved by the Director of the Bureau of the Budget, as evidenced by a written statement of such officer to the effect that the execution of such agreement is necessary and is in conformity with the policy of the President."; and

68 Stat. 520.

(2) by adding at the end of subparagraph 8 of said subsection (e) the following: "Such statement by the Director shall be based on budgetary and related considerations and shall not be deemed to constitute approval by the Director of the specific terms or provisions of any proposed agreement or of the selection of any particular contractor or lessor."

68 Stat. 522.
39 USC 902g.

SEC. 2. Subsection (g) of section 202 of the Post Office Department Property Act of 1954, 68 Stat. 521, is amended—

(1) by repealing so much of said subsection (g) as reads: "No proposed lease-purchase agreement shall be executed under this section unless such agreement has been approved by the Director of the Bureau of the Budget, as evidenced by a written

statement of such officer to the effect that the execution of such agreement is necessary and is in conformity with the policy of the President.”; and

(2) by adding at the end of subparagraph 8 of said subsection (g) the following: “Such statement by the Director shall be based on budgetary and related considerations and shall not be deemed to constitute approval by the Director of the specific terms or provisions of any proposed agreement or of the selection of any particular contractor or lessor.”

68 Stat. 523.

Approved July 9, 1956.

Public Law 668

CHAPTER 526

AN ACT

To authorize the Secretary of the Treasury to transfer certain property to the Panama Canal Company, and for other purposes.

July 9, 1956
[H. R. 4652]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury is authorized to transfer to the Panama Canal Company, without exchange of funds, all or so much of the facilities, buildings, structures, improvements, and equipment comprising aids to navigation maintained by the Coast Guard at or on Roncador Cay, Serrana Banks, Quita Sueno Banks, Christobal Mole, Cape Mala, Jicarita Island, and Morro Puercos Island, as may be mutually acceptable for transfer.

Panama Canal
Company.
Transfer of prop-
erty.

SEC. 2. Upon completion of any transfer authorized by this Act, the functions of the Treasury Department concerning the pertinent aid to navigation and its jurisdiction over the site upon which the aid is located are transferred to the Panama Canal Company.

SEC. 3. Transfers made under this Act shall be subject to the provisions of section 246 (b) of title 2 of the Canal Zone Code, as added by the Act of June 29, 1948 (ch. 706, sec. 2, 62 Stat. 1076).

Approved July 9, 1956.

Public Law 669

CHAPTER 527

AN ACT

For the relief of the Florida State Hospital.

July 9, 1956
[H. R. 5522]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Florida State Hospital, Chattahoochee, Florida, is relieved of all liability to pay to the United States the sum of \$1,626.27, representing the penalty which was assessed against the hospital by the Department of Agriculture (under section 346 of the Agricultural Adjustment Act of 1938) for cotton planted by the hospital in excess of its 1954 acreage allotment. Such excess cotton was intended solely for use by the hospital and not for sale on the market; and the officials of the hospital, in planting such cotton, were acting in good faith on their understanding (based upon conversations with personnel of the Agriculture Stabilization and Conservation Office in Marianna, Florida) that cotton so used would not be subject to marketing penalties.

Florida State
Hospital.

Approved July 9, 1956.

Public Law 670

CHAPTER 528

July 9, 1956
[H. R. 5147]

AN ACT

To change the distribution of Coast and Geodetic Survey charts.

28 Stat. 620.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 246 of title 44 of the United States Code be amended by striking from the last clause thereof the word "ten" and inserting in place thereof the words "one hundred".

Approved July 9, 1956.

Public Law 671

CHAPTER 529

July 9, 1956
[H. R. 6245]

AN ACT

To authorize the Panama Canal Company to convey to the Department of State an improved site in Colon, Republic of Panama.

Colon, Panama.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Panama Canal Company, represented by its president or vice president, is authorized to convey to the United States of America, represented by the United States Ambassador to the Republic of Panama, free of cost and for use by the Department of State for diplomatic and consular purposes, all of the right, title, and interest of the Panama Canal Company in and to a certain parcel of land situated in the de Lesseps area of the city of Colon, Republic of Panama, together with Panama Canal Company Buildings Numbered 621 and 622 located thereon. Said parcel of land fronts on the westerly side of Colonel Shaler Street, is bounded by Limon Bay on the west, has an area of seventy-eight thousand seven hundred and sixty-two square feet, more or less (seven thousand three hundred and seventeen square meters, more or less), and is as shown on Panama Canal Company drawing numbered S-6117-37, entitled "United States Consulate Site, De Lesseps Area, Colon", scale 1:1,000, dated December 28, 1954, and as described more fully by metes and bounds in a metes and bounds description of the same date accompanying said drawing, both of which are on file in the Office of the Governor, Balboa Heights, Canal Zone. The lands and buildings conveyed under authority of this Act shall be administered and dealt with pursuant to the authority contained in the Foreign Service Buildings Act of 1926, as amended, just as though they were acquired under the authority of that Act.

44 Stat. 403.
22 USC 299.

Approved July 9, 1956.

Public Law 672

CHAPTER 530

July 9, 1956
[H. R. 7732]

AN ACT

To amend section 402 (c) of the Federal Food, Drug, and Cosmetic Act, with respect to the coloring of oranges.

Oranges.

52 Stat. 1046.
21 USC 342.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That paragraph (c) of section 402 of the Federal Food, Drug, and Cosmetic Act, as amended, is amended by inserting immediately before the period at the end thereof a colon and the following: "Provided further, That this paragraph shall not apply to oranges meeting minimum maturity standards established by or under the laws of the States in which the oranges were grown and not intended for processing (other than

oranges designated by the trade as 'packing house elimination'), the skins of which have been colored at any time prior to March 1, 1959, with the coal-tar color certified prior to the enactment of this proviso as F. D. & C. Red 32, or certified after such enactment as External D. & C. Red 14 in accordance with section 21, Code of Federal Regulations, part 9: *And provided further*, That the preceding proviso shall have no further effect if prior to March 1, 1959, another coal-tar color suitable for coloring oranges is listed under section 406".

Approved July 9, 1956.

21 CFR Part 9.

21 USC 346.

Public Law 673

CHAPTER 531

AN ACT

To amend the Japanese-American Evacuation Claims Act of 1948, as amended, to expedite the final determination of the claims, and for other purposes.

July 9, 1956
[H. R. 7763]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of July 2, 1948 (62 Stat. 1231), as amended, is further amended as follows:

Japanese evacuation claims.

That section 1 of the Act, as amended, is amended to read as follows:

50 USC app. 1981.

"SECTION 1. (a) The Attorney General shall have jurisdiction to compromise and settle and make an award in an amount not to exceed \$100,000 as hereinafter provided on any claim by a person of Japanese ancestry against the United States arising on or after December 7, 1941, when such claim is not compensated for by insurance or otherwise, for damage to or loss of real or personal property (including without limitation as to amount damage to or loss of personal property bailed to or in the custody of the Government or any agent thereof), that is (except as is otherwise provided by subsections 1 (b) (2) and (1) (b) (3)) a reasonable and natural consequence of the evacuation or exclusion of such person by the appropriate military commander from a military area in Arizona, California, Oregon, or Washington; or from the Territory of Alaska, or the Territory of Hawaii, under authority of Executive Order Numbered 9066, dated February 19, 1942 (3 C. F. R. Cum. Supp. 1092), section 67 of the Act of April 30, 1900 (48 U. S. C. 532), or Executive Order Numbered 9489, dated October 18, 1944 (3 C. F. R. 1944 Supp. 45).

31 Stat. 153.
3 C F R, 1944
Supp., p. 94.

"(b) As used herein—

"Evacuation".

"(1) 'Evacuation' shall include voluntary departure from a military area prior to but in anticipation of an order of exclusion therefrom.

"(2) 'Claims by a person of Japanese ancestry' shall include claims that were filed by any profit or nonprofit organization, corporate or otherwise, the majority of whose stock was owned by, or the majority of whose stockholders or members were, on December 7, 1941, and on the date of the filing of the claim, persons of Japanese ancestry actually residing within the continental limits of the United States or its Territories: *Provided, however*, That the losses sustained by the particular organization were the result (1) of the evacuation and exclusion of its stockholders or members, or (2) of the evacuation and exclusion of persons of Japanese ancestry upon whom the organization depended for its business or support. Such claims shall not be barred by awards or disallowances heretofore made."

"Claims by a person of Japanese ancestry".

"(3) 'Claim by a person of Japanese ancestry' shall also include claims which have been timely filed for such damage or loss as heretofore defined incurred by persons of Japanese ancestry detained, interned, or paroled, and subsequently released, pursuant to Revised

50 USC 21-24.

Statutes, sections 4067-70, as amended (relating to alien enemies). Such claims shall also include losses due to the exclusion of the families and relatives of such persons during their detention or internment. Any such person shall be deemed to have been excluded from such military areas and territories as of the date he would have been evacuated had he not been detained or interned. The claim of or on behalf of such person shall not be barred by any award or disallowance heretofore made."

50 USC app.
1982.

That section 2 (a) of the Act, as amended, is amended to read as follows:

"SEC. 2. (a) The Attorney General shall receive claims for a period of eighteen months from the date of the original enactment of this Act. All claims not presented within that time shall be forever barred: *Provided, however,* That any claim received by the Attorney General bearing a postmark prior to midnight, January 3, 1950, shall be considered to be timely filed within the said eighteen months. Any claim, timely filed, may be amended at any time prior to its final determination in order to include then compensable items of claim which, by the provisions of this Act as they existed when the claim was filed, the Attorney General was not authorized to determine or consider."

That section 2 (b) (2) of the Act, as amended, is amended to read as follows:

"(2) Except as provided in section 1 (b) (3), for damage or loss arising out of action taken by any Federal agency pursuant to sections 4067, 4068, 4069, and 4070 (relating to alien enemies) of the Revised Statutes, as amended (50 U. S. C. 21-24), or pursuant to the Trading With the Enemy Act, as amended (50 U. S. C., App., and Supp., 1-31, 616)."

40 Stat. 411.
50 USC app. 1.50 USC app.
1984.

That section 4 (a) of the Act, as amended, is amended to read as follows:

"(a) The Attorney General is authorized to compromise and settle and make an award in an amount not to exceed \$100,000 on any claim timely filed under this Act, as amended, on the basis of affidavits, available Government records, and other information satisfactory to him."

That section 4 (b) of the Act, as amended, is amended to read as follows:

Jurisdiction of
Court of Claims.

"(b) The Court of Claims shall have jurisdiction to determine any claim timely filed under this Act. A petition for the determination of a claim by the Court of Claims shall be filed with the clerk of the said court and a copy of the petition shall be served upon the Attorney General by registered mail. Such a petition may be filed at any time after enactment of this subsection except that it must be filed within ninety days after the date of a notice by the Attorney General served on the claimant by registered mail that no further consideration will be given to the compromise of the claim. Upon the timely filing and serving of such petition, the Court of Claims shall have jurisdiction to hear and determine said claim in the same manner and under the same rules as any other cause properly before it and applying rules of equity and justice. Upon being served with a copy of such petition, the Attorney General shall forthwith certify and transmit to the clerk of the Court of Claims the original statement of the claim and any requested amendments thereto for filing with the said clerk as a preliminary record in the case. Such petition shall, to the fullest practicable extent, be treated for docketing, hearing, and determination as if the petition had been filed with the Court of Claims on the date the original claim was received by the Attorney General: *Provided, however,* That no such petition shall have precedence by reason hereof over petitions involving interest-bearing obligations of the United States."

That section 4 (c) of the Act, as amended, is amended to read as follows:

"(c) On the first day of each regular session of Congress the Attorney General shall transmit to Congress a full and complete statement of all compromise settlements effected by the Attorney General under this Act, as amended, during the previous year, stating the name and address of each claimant, the amount claimed, and the amount awarded. All awards shall be paid in like manner as are final judgments of the Court of Claims."

Report to Congress.

That section 4 (d) of the Act, as amended, is amended to read as follows:

"(d) Except as herein provided, the payment of an award shall be final and conclusive for all purposes, notwithstanding any other provision of law to the contrary, and shall be a full discharge of the United States and all of its officers, agents, servants, and employees with respect to all claims arising out of the same subject matter."

That section 7 of the Act is amended to read as follows:

"SEC. 7. There are hereby authorized to be appropriated for the purposes of this Act such sums as Congress may from time to time determine to be necessary."

50 U S C app.
1987.
Appropriations.

That subsection 3 (a) of the Act is amended by striking out "to be heard and".

50 U S C app.
1983.

That subsection 3 (b) of the Act is amended by striking out "hearing or".

That subsection 3 (c) of the Act is amended by striking out "written" and "hearings and".

Approved July 9, 1956.

Public Law 674

CHAPTER 532

AN ACT

To amend the Canal Zone Code by the addition of provisions relative to the registration of architects and professional engineers, and the regulation of their practice.

July 9, 1956
[H. R. 7811]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That title 2 of the Canal Zone Code is amended by adding thereto a new chapter 25 embracing sections 501-505, and reading as follows:

Canal Zone Code,
amendment.

"CHAPTER 25—REGISTRATION OF ARCHITECTS AND PROFESSIONAL ENGINEERS

"Sec.

"501. Practice of architecture and engineering declared to be subject to regulation.

"502. Regulations authorized.

"503. Punishment for violations.

"504. Injunction to restrain violation.

"505. Investigations; attendance of witnesses; production of books and papers; subpoena procedure; witness fees.

"§ 501. Practice of architecture and engineering declared to be subject to regulation

"In order to safeguard life, health, and property and to promote the public welfare, the practice of architecture and engineering in the Canal Zone are hereby declared to be subject to regulation in the public interest. It is further declared to be a matter of public interest and concern that the professions of architecture and engineering merit and receive the confidence of the public and that only qualified persons be permitted to engage in the practice of architecture and engineering.

“§ 502. Regulations authorized

“The Governor of the Canal Zone is hereby authorized to prescribe, and from time to time alter and amend, regulations for the Canal Zone governing the registration, and regulating the practice, of architects and professional engineers. Such regulations may include provisions covering issuance, suspension, revocation, and reissuance of certificates of registration, and may also provide for the certification of architects-in-training and engineers-in-training, and for the levying of appropriate fees.

“§ 503. Punishment for violations

“Any person who shall violate any regulation established under authority of the next preceding section shall be punishable by a fine of not more than \$500, or by imprisonment in jail for not more than one year, or by both.

“§ 504. Injunction to restrain violation

“The District Attorney for the Canal Zone is hereby authorized to apply for relief by injunction to restrain a person from the commission of any act which may be prohibited by the regulations established under authority of section 502 of this title. In such proceedings it shall not be necessary for the District Attorney to allege or prove either that an adequate remedy at law does not exist, or that substantial and irreparable damage would result from the continued violation thereof.

“§ 505. Investigations; attendance of witnesses; production of books and papers; subpoena procedure; witness fees

“In the administration and enforcement of the provisions of this chapter and of the regulations prescribed under authority thereof, the Governor or such officer or officers as he may designate shall have power (a) to investigate for unauthorized and unlawful practice, to require the attendance of witnesses and the production of books and papers, and to require such witnesses to testify as to any and all matters within his jurisdiction, and (b) to issue subpoenas and to administer oaths. Upon the failure of any person to attend as a witness, when duly subpoenaed, or to produce documents when duly directed, the Governor or other designated officer shall have power to refer the matter to the judge of the United States District Court for the District of the Canal Zone, who may order the attendance of such witness, or the production of such documents or require the said witness to testify, as the case may be, and upon the failure of the witness to attend, to testify, or to produce such documents, as the case may be, such witness may be punished for contempt of court as for failure to obey a subpoena issued or to testify in a case pending before said court. Witnesses in proceedings before the Governor or other designated officer shall be paid the same fees that are paid witnesses in the United States District Court for the District of the Canal Zone.”

Approved July 9, 1956.

Public Law 675

CHAPTER 533

July 9, 1956
[H. R. 11499]

AN ACT

To amend the Texas City Disaster Claims Act.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of August 12, 1955 (69 Stat. 707), is amended by striking out “prior to” where it appears in section 3 (a) and substituting in lieu thereof “on

or before" so that the second paragraph of section 3 (a) will read as follows:

"No claim shall be entertained by the Secretary of the Army unless it shall appear to his satisfaction that such claim was a part of a civil action filed against the United States in a United States district court on or before April 25, 1950, except that, for good cause, the Secretary may waive the limitation date of April 25, 1950, where it is shown that claimant, by reason of infancy, insanity, or other legal reason, was unable to bring such civil action."

Approved July 9, 1956.

Public Law 676

CHAPTER 534

AN ACT

To provide a lump-sum readjustment payment for members of the reserve components who are involuntarily released from active duty.

July 9, 1956
[H. R. 9952]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Armed Forces Reserve Act of 1952 (66 Stat. 481), as amended, is further amended by adding the following section after section 264:

Armed Forces
Reserve Act of
1952, amendment.
Ante, p. 115.
Lump-sum read-
justment payment.

"SEC. 265. (a) A member of a reserve component who is involuntarily released from active duty after the enactment of this section and after having completed immediately prior to such release at least five years of continuous active duty, except for breaks in service of not more than thirty days, as either an officer, warrant officer, or enlisted person, is entitled to a lump-sum readjustment payment computed on the basis of one-half of one month's basic pay in the grade in which he is serving at the time of release from active duty for each year of active service ending at the close of the eighteenth year. For the purposes of computing the amount of readjustment payment (1) a part of a year that is six months or more is counted as a whole year, and a part of a year that is less than six months is disregarded, and (2) any prior period for which severance pay has been received under any other provision of law shall be excluded. There shall be deducted from any lump-sum readjustment payment any mustering-out pay received under the provisions of the Mustering-Out Payment Act of 1944 or the Veterans Readjustment Assistance Act of 1952.

58 Stat. 2; 66 Stat.
663.
33 USC 691, 901
note.
Persons not en-
titled to payment.

"(b) The following persons are not entitled to any payments under this section:

- "(1) A person who is released from active duty at his own request.
- "(2) A person who is released from active duty for training.
- "(3) Under regulations prescribed by the Secretary of Defense, or by the Secretary of the Treasury with respect to members of the Coast Guard when the Coast Guard is not operating as a service in the Navy, a person who is released from active duty because of moral or professional dereliction.
- "(4) A person who upon release from active duty is immediately eligible for retired pay, retirement pay, or retainer pay based entirely on his military service under any provision of law.
- "(5) A person who upon release from active duty is immediately eligible for severance pay based on his military service under any other provision of law. However, such a person may elect to receive either readjustment pay under this section or severance pay, but not both.
- "(6) A person who upon release from active duty is eligible for disability compensation under laws administered by the Veterans' Administration. However, such a person may elect to receive either

readjustment pay under this section or disability compensation under laws administered by the Veterans' Administration, but not both. Election of readjustment pay shall not deprive a person of any disability compensation to which he may become entitled, on the basis of subsequent service, under laws administered by the Veterans' Administration.

Other retirement
benefits.

"(c) The acceptance of readjustment pay under this section shall not deprive a person of any retired pay, retirement pay, retainer pay, or other retirement benefits from the United States to which he would otherwise become entitled.

Involuntary sep-
aration.

"(d) Under regulations prescribed by the appropriate Secretary, which regulations shall be as uniform as practicable, a member of a reserve component who is on active duty and is within two years of qualifying for retired pay, retirement pay, or retainer pay under any purely military retirement system, shall not be involuntarily separated from that duty before he qualifies for that pay unless his separation is approved by the appropriate Secretary.

66 Stat. 491.
50 USC 963.

"(e) A member of a reserve component who on the effective date of this section is serving on active duty under an agreement authorized by section 235 of this Act, and who is involuntarily released from active duty before completing his agreed term of service, may elect, in lieu of separation payment under that section, to receive readjustment pay under this section.

"(f) Any payments accruing to a person under this section shall be reduced by the amount of any payment previously received by that person under this section, unless he has already refunded the prior payment to the United States. If he has refunded the earlier payment, the period covered by the earlier payment shall be considered as a period for which no payment has been made under this Act.

38 USC 691, 901
note.

"(g) A person who receives readjustment pay under this section is not entitled to mustering-out pay under the Mustering Out Payment Act of 1944 or under the Veterans' Readjustment Assistance Act of 1952.

"Involuntary re-
lease".

"(h) For the purpose of this section, the term 'involuntary release' shall include release under conditions wherein a member of a reserve component, who has completed a tour of duty, volunteers for an additional tour of duty and the service concerned does not extend or accept the volunteer request of the member for the additional tour."

Approved July 9, 1956.

Public Law 677

CHAPTER 535

July 9, 1956
[H. R. 10230]

AN ACT

To amend sections 3526 and 3528 of the Revised Statutes relating to the coinage of subsidiary silver coins and minor coins of the United States.

Coinage.
68 Stat. 336.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 3528 of the Revised Statutes, as amended (31 U. S. C. 340), is further amended by striking out "\$2,000,000" and inserting in lieu thereof "\$3,000,000".

64 Stat. 157.

SEC. 2. The third sentence of section 3526 of the Revised Statutes, as amended (31 U. S. C. 335), is amended to read as follows: "This fund shall be charged with the cost of the alloy metal, with the wastage incurred in such coinage, with the recoinage loss on silver coins recoined pursuant to section 9 of the Act of March 14, 1900 (31 Stat. 48), as amended, and with the cost of distributing silver coins."

31 USC 320.

Approved July 9, 1956.

Public Law 678

CHAPTER 536

AN ACT

To provide for a temporary increase in the public debt limit.

July 9, 1956
[H. R. 11740]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, during the period beginning on July 1, 1956, and ending on June 30, 1957, the public debt limit set forth in the first sentence of section 21 of the Second Liberty Bond Act, as amended, shall be temporarily increased by \$3,000,000,000.

49 Stat. 21.
31 USC 757b.

Approved July 9, 1956.

Public Law 679

CHAPTER 537

AN ACT

To continue the effectiveness of the Act of December 2, 1942, as amended, and the Act of July 28, 1945, as amended, relating to war-risk hazard and detention benefits until July 1, 1957.

July 9, 1956
[H. R. 11802]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 201 of the Act of December 2, 1942 (ch. 668, 56 Stat. 1033), as amended, is further amended by deleting the words "July 1, 1956" and inserting in lieu thereof "July 1, 1957".

69 Stat. 241.
42 USC 1711.

SEC. 2. Section 5 (b) of the Act of July 28, 1945 (ch. 328, 59 Stat. 505), as amended, is further amended by deleting the words "July 1, 1956" and inserting in lieu thereof "July 1, 1957".

69 Stat. 241.
5 USC 801.

Approved July 9, 1956.

Public Law 680

CHAPTER 553

JOINT RESOLUTION

To authorize an appropriation to provide for certain costs of United States participation in the International Bureau for the Publication of Customs Tariffs.

July 11, 1956
[S. J. Res. 178]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated to the Department of State the sum of \$44,975 for payment by the United States of certain contributions for the support of the International Bureau for the Publication of Customs Tariffs for the period beginning April 1, 1950, and extending through the fiscal year expiring June 30, 1957.

Approved July 11, 1956.

Public Law 681

CHAPTER 554

AN ACT

To authorize an allowance for civilian officers and employees of the Government who are notaries public.

July 11, 1956
[S. 1542]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That civilian officers and employees of the departments and establishments of the Federal Government and the municipal government of the District of Columbia who are required to serve as notaries public in connection with the

Notaries Public
Expense Act of
1955.

performance of official business shall be paid an allowance to be established by the department or establishment concerned not to exceed the expense required to be incurred by them in order to obtain their commission from and after January 1, 1955.

SEC. 2. Funds available to the departments and establishments of the Federal Government and the municipal government of the District of Columbia for personal services or general administrative expenses shall be available to carry out the purposes of this Act.

SEC. 3. This Act may be cited as the "Notaries Public Expense Act of 1955".

Approved July 11, 1956.

Public Law 682

CHAPTER 555

AN ACT

July 11, 1956
[S. 2091]

Authorizing the reconstruction, enlargement, and extension of the bridge across the Mississippi River at or near Rock Island, Illinois.

Bridge recon-
struction,
Rock Island, Ill.

52 Stat. 110.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first section of the Act entitled "An Act authorizing the city of Rock Island, Illinois, or its assigns, to construct, maintain, and operate a toll bridge across the Mississippi River at or near Rock Island, Illinois, and to a place at or near the city of Davenport, Iowa", approved March 18, 1938, is amended by inserting "(a)" immediately after "That" and by adding at the end thereof the following new subsection:

"(b) The city of Rock Island, Illinois, or any State or political subdivision thereof which may have acquired the bridge constructed pursuant to the subsection (a) of this section, is hereby authorized, subject to the prior approval of the plans by the Chief of Engineers and the Secretary of the Army, to reconstruct and enlarge such bridge and to reconstruct, enlarge, and extend the approaches to such bridge, including, but not limiting the generality of the foregoing, the altering, widening, laying out, opening, or constructing of any streets, avenues, or boulevards within or without any municipality deemed necessary by said city, or any State, public agency, or political subdivision that may take over or acquire said bridge in order to provide adequate traffic regulations and approach or approaches to the said bridge: *Provided*, That such approaches shall include only those necessary portions of streets, avenues, and boulevards which are directly connected with the bridge, or which are located immediately adjacent thereto, and whose principal use is to provide access to the bridge."

SEC. 2. Section 2 of such Act of March 18, 1938, is amended by inserting "(including reconstructing, enlarging, and extending such bridge and its approaches)" after "and its approaches".

SEC. 3. Section 4 of such Act of March 18, 1938, is amended to read as follows:

Rates of toll.

"SEC. 4. In fixing the rates of toll to be charged for the use of such bridge the same shall be so adjusted as to provide a fund sufficient to pay for the reasonable cost of maintaining, repairing, and operating the bridge and its approaches (including the reasonable cost of reconstructing, enlarging, and extending such bridge and its approaches) under economical management, and to provide a sinking fund sufficient to amortize the cost of such bridge and its approaches, including reasonable interest and financing cost, as soon as possible, under reasonable charges, but within a period of not to exceed thirty years from the completion of the reconstruction, enlargement, and extension of

such bridge and its approaches as provided in subsection (b) of the first section of this Act. After a sinking fund sufficient for such amortization shall have been so provided, such bridge shall thereafter be maintained and operated free of tolls in accordance with such arrangement as may be agreed upon by the city of Rock Island, Illinois, or its assigns, and the State highway departments or other appropriate agencies of the States of Iowa and Illinois. An accurate record of the cost of the bridge and its approaches; the expenditures for maintaining, repairing, and operating the same; the expenditures for reconstructing, enlarging, and extending the same; and all of the daily tolls collected shall be available for the information of all persons interested."

Approved July 11, 1956.

Public Law 683

CHAPTER 556

AN ACT

To authorize the charging of tolls for transit over the Manette Bridge in Bremerton, Washington.

July 11, 1956
[S. 2712]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding any provision to the contrary contained in the Act entitled "An Act granting the consent of Congress to W. E. Buell, of Seattle, Washington, to construct a bridge across Port Washington Narrows within the city of Bremerton in the State of Washington", approved June 14, 1926 (44 Stat. 744), authority is hereby granted to the Washington Toll Bridge Authority as an agency of the State of Washington to fix and charge tolls over the bridge constructed pursuant to such Act (hereinafter referred to as the "Manette Bridge").

Manette Bridge,
Bremerton, Wash.
Tolls.

SEC. 2. The rates of the tolls authorized by the first section of this Act shall be so adjusted that the amounts collected from the tolls on the Manette Bridge together with the amounts collected from the tolls imposed on not more than one additional bridge hereafter to be constructed by such Authority adjacent to the Manette Bridge and across Port Washington Narrows from within the city of Bremerton, Washington, will provide (a) a fund sufficient to pay the cost of the maintenance and operation of both such bridges, and (b) a sinking fund sufficient to amortize the cost of reconstructing and improving the Manette Bridge and of constructing such additional bridge and the approaches thereto, including interest and financing costs, within a period of not more than thirty years after the date such reconstruction, or construction and improvement is commenced, whichever first occurs. After there has been collected from such tolls an amount sufficient to provide such funds, the bridges shall be maintained and operated free of tolls.

Rates of tolls.

Approved July 11, 1956.

Public Law 684

CHAPTER 557

AN ACT

To authorize adjustment, in the public interest, of rentals under leases entered into for the provision of commercial recreational facilities at the Clark Hill Reservoir.

July 11, 1956
[S. 3214]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Chief of Engineers, under the supervision of the Secretary of the Army, is

Clark Hill Res-
ervoir.

60 Stat. 642. authorized to amend any existing lease providing for the construction, maintenance, and operation of commercial recreational facilities at the Clark Hill Reservoir, entered into prior to the date of the enactment of this Act under section 4 of the Act of December 22, 1944, as amended (16 U. S. C. 460d), so as to provide for adjustment, either by increase or decrease, from time to time during the term of such lease of the amount of rental or other consideration payable to the United States under such lease, when and as he determines such adjustment to be necessary or advisable in the public interest. No adjustment shall be made under the authority of this Act so as to increase or decrease the amount of rental or other consideration payable under such lease for any period prior to the date of such adjustment.

Approved July 11, 1956.

Public Law 685

CHAPTER 558

July 11, 1956
[S. 3272]

AN ACT

To amend section 205 of the Flood Control Act of 1948 to increase and make certain revisions in the general authorization for small flood-control projects.

64 Stat. 183.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 205 of the Flood Control Act of 1948, as amended (33 U. S. C. 701s), is amended by striking out "\$3,000,000" and inserting "\$10,000,000", by striking out "and not within areas intended to be protected by projects so authorized," and by striking out "\$150,000" and inserting "\$400,000".

Approved July 11, 1956.

Public Law 686

CHAPTER 559

July 11, 1956
[S. 3547]

AN ACT

To amend section 1 of the Act of August 9, 1955 (69 Stat. 555), authorizing the sale of certain land by the Pueblos of San Lorenzo and Pojoaque.

Pueblo Indians.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 of the Act of August 9, 1955 (69 Stat. 555), is amended by inserting after "townships 6, 7, and 8 north", the following: "range 14 west, townships 7 and 8 north,".

Approved July 11, 1956.

Public Law 687

CHAPTER 560

July 11, 1956
[S. 3527]

AN ACT

Authorizing the State Highway Commission of the State of Maine to construct, maintain, and operate a free highway bridge between Lubec, Maine, and Campobello Island, New Brunswick, Canada.

Bridge,
Lubec, Maine.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the State Highway Commission of the State of Maine is authorized to construct, maintain, and operate a free highway bridge and approaches thereto, at a point suitable to the interests of navigation, across the waters between Lubec, Maine, and Campobello Island, New Brunswick, Canada, so far as the United States has jurisdiction over such waters. Such construction, maintenance, and operation shall be in accordance with

the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, and shall be subject to the conditions and limitations contained in this Act and to the approval of the proper authorities of the Government of Canada.

34 Stat. 84.
33 USC 491.

SEC. 2. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved July 11, 1956.

Public Law 688

CHAPTER 561

AN ACT

To amend section 1343 of title 18, United States Code, relating to fraud by wire, radio, or television.

July 11, 1956
[S. 3674]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1343 of title 18, United States Code is amended to read as follows:

66 Stat. 722.

§ 1343. Fraud by wire, radio, or television

Whoever, having devised or intending to devise any scheme or artifice to defraud, or for obtaining money or property by means of false or fraudulent pretenses, representations, or promises, transmits or causes to be transmitted by means of wire, radio, or television communication in interstate or foreign commerce, any writings, signs, signals, pictures, or sounds for the purpose of executing such scheme or artifice, shall be fined not more than \$1,000 or imprisoned not more than five years, or both.

Approved July 11, 1956.

Public Law 689

CHAPTER 562

JOINT RESOLUTION

To authorize participation by the United States in parliamentary conferences of the North Atlantic Treaty Organization.

July 11, 1956
[H. J. Res. 501]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That not to exceed eighteen Members of Congress shall be appointed to meet jointly and annually and when Congress is not in session, with representative parliamentary groups from other NATO (North Atlantic Treaty Organization) members, for discussion of common problems in the interests of the maintenance of peace and security in the North Atlantic area. Of the Members of the Congress to be appointed for the purposes of this resolution (hereinafter designated as the "United States Group"), half shall be appointed by the Speaker of the House from Members of the House, and half shall be appointed by the President of the Senate from Members of the Senate. Not more than five of the appointees from the respective Houses shall be of the same political party.

NATO Parliamentary Conference.
U. S. Group.

SEC. 2. An appropriation of \$36,000 annually is authorized, \$6,000 of which shall be for the annual contribution of the United States toward the maintenance of the North Atlantic Treaty Parliamentary Conference and \$30,000, \$15,000 for the House delegation and \$15,000 for the Senate delegation, or so much thereof as may be necessary, to assist in meeting the expenses of the United States Group of the North Atlantic Treaty Parliamentary Conference for each fiscal year

Appropriation.

for which an appropriation is made, such appropriation to be dispersed on voucher to be approved by the Chairman of the House delegation and the Chairman of the Senate delegation.

Report to Congress.

SEC. 3. The United States Group of the North Atlantic Treaty Parliamentary Conference shall submit to the Congress a report for each fiscal year for which an appropriation is made, including its expenditures under such appropriation.

Auditing and accounting.

SEC. 4. The certificate of the Chairman of the House delegation and the Senate delegation of the North Atlantic Treaty Parliamentary Conference shall hereafter be final and conclusive upon the accounting officers in the auditing of the accounts of the United States Group of the North Atlantic Treaty Parliamentary Conference.

Approved July 11, 1956.

Public Law 690

CHAPTER 563

July 11, 1956
[H. R. 6643]

AN ACT

To amend the reclamation laws to provide that excess lands acquired by foreclosure or inheritance may receive water temporarily for five years.

Excess lands.
Receipt of water
temporarily.
43 USC 423e.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 46 of the Omnibus Adjustment Act of May 25, 1926 (44 Stat. 649; 43 U. S. C. 423 (e)) is amended by adding thereto after the words "land involved in such fraudulent sales:" and before the words "*Provided further*" the following: "*Provided, however,* That if excess land is acquired by foreclosure or other process of law, by conveyance in satisfaction of mortgages, by inheritance, or by devise, water therefor may be furnished temporarily for a period not exceeding five years from the effective date of such acquisition, delivery of water thereafter ceasing until the transfer thereof to a landowner duly qualified to secure water therefor:"

SEC. 2. Section 3 of the Act of August 9, 1912 (37 Stat. 266; 43 U. S. C. 544), is amended by deleting that portion reading "but any such excess land acquired at any time in good faith by descent, by will, or by foreclosure of any lien may be held for two years and no longer after its acquisition;" and adding in lieu thereof "but any such excess land acquired by foreclosure or other process of law, by conveyance in satisfaction of mortgages, by inheritance, or by devise, may be held for five years and no longer after its acquisition, and water may be temporarily furnished during that time;"

43 USC 371 note.

SEC. 3. The Secretary of the Interior is authorized, upon request of any holder of an existing contract under the Federal reclamation laws (Act of June 17, 1902, 32 Stat. 388, and Acts amendatory thereof or supplementary thereto), to amend the contract to conform to the provisions of sections 1 and 2 of this Act.

Approved July 11, 1956.

Public Law 691

CHAPTER 564

July 11, 1956
[H. R. 6850]

AN ACT

To create an academic advisory board for the United States Merchant Marine Academy.

Merchant Marine
Academy.
Advisory board.
46 USC 1126d.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Public Law 214, Eightieth Congress (61 Stat. 401), be amended to read as follows: "The Secretary of Commerce may appoint an advisory board to the

United States Merchant Marine Academy consisting of not more than seven persons of distinction in education and other fields relating to the purposes of the academy, who shall serve without pay. Members of the advisory board shall be appointed for terms of not to exceed three years and may be reappointed. The Secretary of Commerce shall, in June of each year, appoint one of the members to serve as chairman. The members so appointed shall visit the academy at least once during the academic year on the call of the chairman and may convene once each year in Washington, at the call of the Maritime Administrator, for the purpose of examining the course of instruction and the management of the academy and advising the Maritime Administrator, with a copy of such advice to the superintendent, relative thereto. The expenses of the board while engaged in these duties, including the expense of travel, shall be defrayed under Government travel regulations from any appropriation for the authorized work of the Maritime Administration."

Approved July 11, 1956.

Expenses.

Public Law 692

CHAPTER 565

AN ACT

July 11, 1956
[H. R. 8385]

To transfer certain responsibilities of the Secretary of the Interior to the Public Housing Commissioner and the Secretary of Agriculture, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the authority, functions, obligations, and documents relating to Puerto Rican hurricane relief loans to individual coffee planters, coconut planters, fruitgrowers, or other agriculturists (45 Stat. 1067, and 45 Stat. 1627, as modified by 49 Stat. 926 and 49 Stat. 928), heretofore transferred to the Division of Territories and Island Possessions, Department of the Interior, pursuant to the public resolution of June 3, 1935 (49 Stat. 320), and to the Secretary of the Interior pursuant to Reorganization Plan Numbered 3 of 1950 (64 Stat. 1262), are hereby transferred to the Secretary of Agriculture. The authority of the Secretary of Agriculture described in the Act of December 20, 1944, and in section 41 (g) of the Bankhead-Jones Farm Tenant Act, as amended (7 U. S. C., sec. 1015 (g)), is hereby extended, as additional authority, to apply to the obligations and documents transferred by this section.

Interior.
Transfer of responsibilities relating to Puerto Rico.

58 Stat. 836.
12 USC 1150 et seq.
Post, p. 803.

SEC. 2. The Secretary of Agriculture is hereby authorized to sell to the Commonwealth of Puerto Rico the obligations and documents transferred to him by section 1 hereof, for such consideration as may be consistent with the purposes of the resolution of Congress creating the Puerto Rico Hurricane Relief Commission.

Sale of obligations, Puerto Rico.

SEC. 3. There are hereby transferred to the Public Housing Commissioner all right, title, and interest, including contractual rights and reversionary interests, held by the Federal Government in and with respect to the apartment development in San Juan, Puerto Rico, known as the Falansterio Apartments, heretofore administered by the Secretary of the Interior. All of the powers, duties, and responsibilities of the Secretary of the Interior under the private sales contract executed on July 1, 1948, by the United States, represented by the Assistant Administrator of the Puerto Rico Reconstruction Administration, and the Cooperative Association of the Falansterio, and transferred to the Secretary of the Interior pursuant to Reorganization Plan Numbered 3 of 1950 (64 Stat. 1262), are hereby transferred to the Public Housing Commissioner. If, under the terms of the private sales contract or

Falansterio Apartments.

Public Housing Commissioner.
Powers, etc.

otherwise the Public Housing Commissioner takes possession of the Falansterio Apartments, or any part thereof, he is authorized to improve and administer the property, to release, convey, or reconvey any part thereof, and to otherwise dispose of the remaining property. Notwithstanding any other provision of law, any funds collected by the Public Housing Commissioner under this section shall be available for expenses incurred by him hereunder.

SEC. 4. The Public Housing Commissioner is hereby authorized to sell to the Commonwealth of Puerto Rico, for such consideration mutually agreeable, the rights, title, and interest transferred to him by Section 3 hereof with respect to the Falansterio Apartments, and to transfer to the Commonwealth of Puerto Rico the powers, duties, and responsibilities under the private sales contract executed on July 1, 1948, mentioned in Section 3 hereof.

Funds for admin-
istration.

SEC. 5. Any funds collected by the Secretary of Agriculture under sections 1 and 2 hereof, may be credited to appropriations current at the time such funds are received, to the extent necessary to reimburse such appropriation for expenditures required in the administration of this Act.

Confirmation of
deeds.

SEC. 6. All deeds pertaining to property of the Puerto Rico Reconstruction Administration executed by the Secretary of the Interior or his designees subsequent to February 15, 1955, are hereby confirmed.

Effective date.

SEC. 7. This Act shall take effect upon its approval.

Approved July 11, 1956.

Public Law 693

CHAPTER 566

AN ACT

July 11, 1956
[H. R. 8552]

To authorize the Secretary of the Navy to grant to the town of Chincoteague, Virginia, permanent easements on certain lands for the purpose of taking subterranean water.

Chincoteague,
Va.
Easements.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Navy is authorized to grant to the town of Chincoteague, Virginia, permanent easements over any portions of the United States Naval Air Station, United States Aviation Ordnance Test Station, Chincoteague, Accomack County, Virginia, for the construction, drilling, operation, and maintenance of water wells, together with such piping and pumping facilities, as may be necessary to permit the town of Chincoteague, Virginia, to take subterranean water from under such land for use for domestic and industrial purposes, and such easements shall be subject to such terms and conditions as the Secretary of the Navy deems necessary to protect the interests of the United States.

Approved July 11, 1956.

Public Law 694

CHAPTER 567

AN ACT

July 11, 1956
[H. R. 9769]

To enable the Legislature of the Territory of Hawaii to authorize the city and county of Honolulu, a municipal corporation, to issue general obligation bonds.

Honolulu, Ha-
waii.
General obliga-
tion bonds.
31 Stat. 141.
48 USC 491 note.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any provision of the Hawaiian Organic Act, or any law of the Territory of Hawaii, or any Act of the Congress to the contrary notwithstanding, Acts 145, 199, 210, and 223 of the Session Laws of Hawaii, 1955, authorizing the issuance of general obligation bonds by the city and county

of Honolulu, Territory of Hawaii, are hereby ratified and confirmed, subject to the provisions of this Act, such authorization to be over and above any limitations on the amount of the bonded debt of the city and county of Honolulu and on the amount of the debt which may be incurred by said city and county in any one year imposed by the Hawaiian Organic Act, and such authorization shall also be in addition to all other issues authorized by the Congress: *Provided, however,* That nothing herein contained shall be deemed to prohibit the amendment of said Acts of said Territory by the legislature thereof, from time to time, to provide for changes in the improvements authorized by said Acts.

Limitation.

SEC. 2. Any provision of the Hawaiian Organic Act or any other Act of Congress to the contrary notwithstanding, the Territory of Hawaii may authorize the city and county of Honolulu to issue general obligation bonds for public improvements in an amount not exceeding 2 per centum of the assessed valuation of the real estate or \$14,000,000, whichever is the greater, in any single calendar year: *Provided,* That the total indebtedness of said city and county shall not exceed 10 per centum of the assessed valuation of the real estate or \$70,000,000, whichever is the greater, at any one time: *Provided further,* That any indebtedness incurred pursuant to specific authorization of the Congress, including indebtedness incurred pursuant to section 1 hereof, shall be included in computing such total indebtedness.

Bond limitation.
48 USC 491 note.

Debt limitation.

SEC. 3. The bonds issued under authority of this Act may be serial bonds payable in substantially equal annual installments, the first installment to mature not later than five years and the last installment to mature not later than thirty years from the date of such issue. Such bonds may be issued without the approval of the President of the United States.

Serial bonds; maturity.

Approved July 11, 1956.

Public Law 695

CHAPTER 568

AN ACT

To include the present area of Zion National Monument within Zion National Park, in the State of Utah, and for other purposes.

July 11, 1956
[H. R. 10535]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of combining Zion National Park and Zion National Monument, Utah, in a single national park unit, in the interest of efficient administration and to preserve adequately the features thereof, Zion National Park hereafter shall comprise the present area of the National Park and the present area of the Zion National Monument: *Provided,* That the enactment of this Act shall not affect adversely any valid rights or privileges heretofore existing within the areas hereby established as the Zion National Park.

Zion National
Park.

SEC. 2. The Secretary of the Interior is authorized to administer Zion National Park as hereby established in accordance with his authority over the park heretofore granted by the Congress and in accordance with the general laws governing areas of the national park system.

Administration.

SEC. 3. All funds heretofore made available for purposes of Zion National Park and Zion National Monument may be used for purposes of Zion National Park as established by this Act.

Funds.

Approved July 11, 1956.

Public Law 696

CHAPTER 569

July 11, 1956
[H. R. 9828]

AN ACT

To transfer six hundred acres of public domain to the Kanosh Band of Indians, Utah.

Kanosh, Indians,
Utah.
Transfer of land.

25 USC 741-760.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following-described public domain is hereby declared to be held by the United States in trust for the Kanosh Band of the Paiute Indian Tribe in Utah, subject to the provisions of the Act of September 1, 1954 (68 Stat. 1099), with respect to the termination of Federal supervision over all property of such Indians: The southeast quarter, east half northeast quarter, and the northwest quarter northeast quarter, section 35, township 22 south, range 5 west; the west half west half, section 14, and the east half east half, section 15, township 23 south, range 5 west, Salt Lake meridian, Utah, containing 600 acres.

Approved July 11, 1956.

Public Law 697

CHAPTER 570

July 11, 1956
[H. R. 10441]

AN ACT

To amend the Soldiers' and Sailors' Civil Relief Act of 1940 to restrict its application to insurance which has been in effect six months at the time benefits are sought under such Act.

Armed Forces.
Insurance.
56 Stat. 773.
50 USC app. 540.

Effective date.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (a) of section 400 of the Soldiers' and Sailors' Civil Relief Act of 1940 is amended by striking out "thirty" and inserting in lieu thereof "one hundred and eighty".

SEC. 2. The amendment made by this Act shall take effect with respect to applications for benefits made after the date of enactment of this Act.

Approved July 11, 1956.

Public Law 698

CHAPTER 571

July 11, 1956
[H. R. 10504]

AN ACT

To allow a homesteader settling on unsurveyed public land in Alaska to make single final proof prior to survey of the lands.

Alaska.
Homesteader,
final proof.
40 Stat. 633.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Act of July 8, 1916, as amended (48 U. S. C. 375) is further amended to read as follows:

"SEC. 2. The entryman may, after due compliance with the terms of the homestead laws, file his final homestead proof in accordance with applicable regulations of the Secretary of the Interior regardless of whether or not the system of public surveys has been extended over the land included in a homestead entry. The Secretary of the Interior shall, within one year after the filing of such proof, issue proper instructions for the survey of the land so entered, without expense to the entryman, and if the entryman has complied with the requirements of the homestead law and applicable regulations a patent based on such survey shall be issued. Nothing in this section, however, shall prevent the homesteader from securing earlier action on his entry and proof by a special survey at his own expense, if he so elects."

SEC. 2. Section 4 of the Act of April 29, 1950 (48 U. S. C. 371c) is amended to read as follows:

"A homestead settler on unsurveyed public lands shall make final or commutation homestead proof within five years from the date of the filing of notice of the settlement claim in the district land office, as a basis for a free survey under section 2 of the Act of July 8, 1916, as amended (48 U. S. C. 375) in accordance with regulations of the Secretary of the Interior."

Approved July 11, 1956.

Public Law 699

CHAPTER 572

AN ACT

To clarify the law relating to the grant of certain public lands to the States for school purposes.

July 11, 1956
[H. R. 11127]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (d) of the first section of the Act of January 25, 1927 (43 U. S. C. sec. 870), is amended to read as follows:

"(d) (1) Notwithstanding subsection (c), the fact that there is outstanding on any numbered school section, whether or not mineral in character, at the time of its survey a mineral lease or leases entered into by the United States, or an application therefor, shall not prevent the grant of such numbered school section to the State concerned as provided by this Act.

"(2) Any such numbered school section which has been surveyed prior to the date of approval of this amendment, and which has not been granted to the State concerned solely by reason of the fact that there was outstanding on it at the time of the survey a mineral lease or leases entered into by the United States, or an application therefor, is hereby granted by the United States to such State under this section as if it had not been so leased; and the State shall succeed the position of the United States as lessor under such lease or leases.

"(3) Any such numbered school section which is surveyed on or after the date of approval of this amendment and on which there is outstanding at the time of such survey a mineral lease or leases entered into by the United States, shall (unless excluded from the provisions of this section by subsection (c) for a reason other than the existence of an outstanding lease) be granted to the State concerned immediately upon completion of such survey; and the State shall succeed to the position of the United States as lessor under such lease or leases.

"(4) The Secretary of the Interior shall, upon application by a State, issue patents to the State for the lands granted by this Act, in accordance with the Act of June 12, 1934 (48 Stat. 1185, 43 U. S. C. 871a). Such patent shall, if the lease is then outstanding, include a statement that the State succeeded to the position of the United States as lessor at the time the title vested in the State.

"(5) Where at the time rents, royalties, and bonuses accrue the lands or deposits covered by a single lease are owned in part by the State and in part by the United States, the rents, royalties, and bonuses shall be allocated between them in proportion to the acreage in said lease owned by each.

"(6) As used in this subsection, 'lease' includes 'permit' and 'lessor' includes 'grantor'."

Approved July 11, 1956.

School lands.
Grants to States.
68 Stat. 57.

Mineral leases.

Patents.

Apportionment of
rents, etc.

Definitions.

Public Law 700

CHAPTER 573

AN ACT

July 11, 1956
[H. R. 11714]

To amend sections 5217 (c) and 852 (b) (3) of the Internal Revenue Code of 1954.

Distilled spirits.
Transfers for na-
tional defense.
68A Stat. 642.
26 USC 5217.
68A Stat. 271.
26 USC 852.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 5217 (c) of the Internal Revenue Code of 1954 is amended by striking out "July 11, 1956" and inserting in lieu thereof "July 11, 1958".

SEC. 2. (a) Section 852 (b) (3) of the Internal Revenue Code of 1954 (relating to method of taxation of capital gains of regulated investment companies) is amended by adding after subparagraph (C) thereof the following new subparagraph:

"(D) Treatment by Shareholders of Undistributed Capital Gains.—

"(i) Every shareholder of a regulated investment company at the close of the company's taxable year shall include, in computing his long-term capital gains in his return for his taxable year in which the last day of the company's taxable year falls, such amount as the company shall designate in respect of such shares in a written notice mailed to its shareholders at any time prior to the expiration of 30 days after close of its taxable year, but the amount so includible by any shareholder shall not exceed that part of the amount subjected to tax in subparagraph (A) which he would have received if all of such amount had been distributed as capital gain dividends by the company to the holders of such shares at the close of its taxable year.

"(ii) For purposes of this title, every such shareholder shall be deemed to have paid, for his taxable year under clause (i), the tax of 25 percent imposed by subparagraph (A) on the amounts required by this subparagraph to be included in respect of such shares in computing his long-term capital gains for that year; and such shareholder shall be allowed credit or refund, as the case may be, for the tax so deemed to have been paid by him.

"(iii) The adjusted basis of such shares in the hands of the shareholder shall be increased by 75 percent of the amounts required by this subparagraph to be included in computing his long-term capital gains.

"(iv) In the event of such designation the tax imposed by subparagraph (A) shall be paid by the regulated investment company within 30 days after close of its taxable year.

"(v) The earnings and profits of such regulated investment company, and the earnings and profits of any such shareholder which is a corporation, shall be appropriately adjusted in accordance with regulations prescribed by the Secretary or his delegate."

Effective date.

(b) The amendment made by this section shall apply only with respect to taxable years of regulated investment companies beginning after December 31, 1956.

Approved July 11, 1956.

Public Law 701

CHAPTER 574

AN ACT

To amend title VII of the Merchant Marine Act, 1936, as amended, to provide for experimental operation and testing of vessels owned by the United States.

July 11, 1956
[H. R. 11027]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That title VII of the Merchant Marine Act, 1936, as amended (46 U. S. C., secs. 1191–1204), is amended by adding at the end thereof a new section to read as follows:

Vessels.
Operation and
testing.
49 Stat. 2003-
2011.

“SEC. 715. The Secretary of Commerce, for the purpose of practical development, trial, and testing, is authorized without regard to other provisions of this title or other laws relating to chartering and general agency operations, to operate, under general agency agreements or bareboat charter, vessels owned by the United States (including any national defense reserve vessel) which have been constructed, reconditioned, or remodeled for experimental or testing purposes, in the foreign or domestic trade of the United States or for use for the account of any agency or department of the United States, under such reasonable terms or conditions as the Secretary of Commerce determines to be necessary to carry out the objects of this Act: *Provided, however,* That not in excess of ten such vessels shall be operated and tested under the authority of this section in any one year. Bareboat charters entered into under this section shall be made at reasonable rates of charter and shall include such restrictions and conditions as the Secretary of Commerce determines to be necessary or appropriate to protect the public interest, including provisions for recapture of profits as provided for in section 709 of this Act, as amended. Charters and general agency agreements entered into under this section shall be reviewed annually for the purpose of determining whether conditions exist which would justify continuance of the charter or agreement. Those provisions of law prescribed or incorporated under the heading “VESSEL OPERATIONS REVOLVING FUND” in chapter VIII of the Third Supplemental Appropriation Act, 1951 (Public Law 45, Eighty-second Congress; 65 Stat. 52, 59), which relate to vessel operating activities of the Secretary of Commerce and to employment of seamen through general agents, shall be applicable in connection with charters and agreements entered into under this section.”

46 USC 1199.

46 USC 1241a.

Approved July 11, 1956.

Public Law 702

CHAPTER 588

JOINT RESOLUTION

Directing the Secretary of the Interior to conduct a study and investigation of Indian education in the United States.

July 14, 1956
[S. J. Res. 110]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior (hereinafter referred to as the “Secretary”), acting through the Bureau of Indian Affairs, is authorized and directed to conduct a study and investigation of Indian education in the continental United States and Alaska, including a study and investigation of (1) the education problems of Indian children from non-English speaking homes, and (2) the possibility of establishing a more orderly, equitable, and acceptable program for transferring Indian children to public schools.

Indian education.
Study.

Contracts.

SEC. 2. The Secretary, in carrying out the provisions of this joint resolution, is authorized to enter into contracts in accordance with the provisions of the Johnson-O'Malley Act of June 4, 1936 (49 Stat. 1458; 25 U. S. C. 452).

Report to Congress.

SEC. 3. Not later than two years after funds are made available to carry out the purposes of this joint resolution, the Secretary shall submit to the Congress a complete report of the results of such study and investigation, together with such recommendations as he deems desirable.

Appropriation.

SEC. 4. There are hereby authorized to be appropriated such sums as may be necessary for carrying out the purposes of this joint resolution.

Approved July 14, 1956.

Public Law 703

CHAPTER 589

July 14, 1956
[S. 584]

AN ACT

To amend title 28, United States Code relating to the Customs Court.

Customs Court.
62 Stat. 899.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 251 of title 28, United States Code, is amended by inserting after the first sentence thereof a new sentence as follows: "Such court is hereby declared to be a court established under article III of the Constitution of the United States."

62 Stat. 901.

SEC. 2. Section 292 of title 28, United States Code, is amended by inserting at the end of such section a new subsection as follows:

"(f) The Chief Justice of the United States may upon presentation to him by the chief judge of the Customs Court of a certificate of necessity, designate and assign temporarily any district judge to serve as a judge of the Customs Court."

62 Stat. 901.

SEC. 3. (a) Section 293 of title 28, United States Code, is amended by inserting at the end of such section a new paragraph as follows:

"The Chief Justice of the United States may designate and assign temporarily a judge of the Customs Court to perform judicial duties in a district court in any circuit upon presentation of a certificate of necessity by the chief judge or circuit justice of the circuit wherein the need arises."

62 Stat. 901.

(b) The first paragraph of section 295 of title 28, United States Code, is amended by inserting at the end thereof a new sentence as follows: "No designation and assignment of a judge of the Customs Court in active service shall be made without the consent of the chief judge of such court."

SEC. 4. Nothing contained in this Act shall be construed in any way to limit or alter the jurisdiction heretofore conferred upon the United States Customs Court by any provision of law.

Approved July 14, 1956.

Public Law 704

CHAPTER 590

July 14, 1956
[S. 1739]

AN ACT

To authorize the Commissioners of the District of Columbia to fix rates of compensation of members of certain examining and licensing boards and commissions, and for other purposes.

D. C. licensing
and examining
boards.
Compensation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) notwithstanding the provisions set forth in the Acts mentioned in section 2 of

this Act, the Commissioners of the District of Columbia are authorized and empowered to determine from time to time the honorariums to be paid to the members of the boards, commissions, and committees appointed and established by authority of such Acts, such authority to include the power to determine the total amount per annum of any such honorarium.

(b) The funds (including bonds or other securities referred to in section 10 of the Act approved December 20, 1944, as amended July 5, 1952) derived from fees and charges for examinations, licenses, certificates, registrations, or for any other service rendered by any such board, commission, or committee, remaining after the payment, or provision made for payment of all obligations of the respective boards, commissions, and committees outstanding as of June 30, 1954, shall be deposited in the Treasury to the credit of the District of Columbia and on and after the effective date of this Act all moneys collected for such fees and charges shall be paid into the Treasury to the credit of the District of Columbia.

Boxing Commission.

58 Stat. 825; 66 Stat. 393.
D. C. Code 2-1219.

(c) Notwithstanding the limitation of any other law or regulation to the contrary, any person heretofore or hereafter appointed as a member of any such board, commission or committee may receive his honorarium as well as any retired pay, retirement compensation, or annuity to which such member may be entitled on account of previous service rendered to the United States or District of Columbia Governments.

(d) As used in this Act, "honorarium" means the fee, per diem, compensation, or any amount paid to any member of any such board, commission, or committee for service as such member. The United States Civil Service Commission, upon recommendation of the Commissioners of the District of Columbia, is authorized to exclude from the operation of the Civil Service Retirement Act of May 29, 1930, as amended, any officer or employee or group of officers or employees within the purview of this Act whose services are intermittent and tenure of office is of limited duration.

"Honorarium."

46 Stat. 468.
5 USC 691 note.

SEC. 2. This Act shall apply to the boards, commissions, and committees and the members thereof, respectively, established pursuant to the following Acts:

(a) The Act entitled "An Act to regulate steam-engineering in the District of Columbia", approved February 28, 1887 (24 Stat. 427, ch. 272), as amended (title 2, ch. 15, D. C. Code, 1951 edition).

(b) The Act entitled "An Act to regulate the practice of pharmacy and the sale of poisons in the District of Columbia, and for other purposes", approved May 7, 1906 (34 Stat. 175, ch. 2084), as amended (title 2, ch. 6, D. C. Code, 1951 edition).

(c) The Act entitled "An Act to regulate the practice of veterinary medicine in the District of Columbia", approved February 1, 1907 (34 Stat. 870, ch. 442; title 2, ch. 8, D. C. Code, 1951 edition).

(d) The Act entitled "An Act to define the term of 'registered nurse' and to provide for the registration of nurses in the District of Columbia", approved February 9, 1907 (34 Stat. 887, ch. 913), as amended (title 2, ch. 4, D. C. Code, 1951 edition).

(e) The Act entitled "An Act to regulate the practice of podiatry in the District of Columbia", approved May 23, 1918 (40 Stat. 560, ch. 82), as amended (title 2, ch. 7, D. C. Code, 1951 edition).

(f) The Act entitled "An Act to create a board of accountancy for the District of Columbia, and for other purposes", approved February 17, 1923 (42 Stat. 1261, ch. 94), as amended (title 2, ch. 9, D. C. Code, 1951 edition).

(g) The Act entitled "An Act to regulate the practice of optometry in the District of Columbia", approved May 28, 1924 (43 Stat. 177; ch. 202; title 2, ch. 5, D. C. Code, 1951 edition).

(h) The Act entitled "An Act to provide for the examination and registration of architects and to regulate the practice of architecture in the District of Columbia", approved December 13, 1924 (43 Stat. 713, ch. 9), as amended (title 2, ch. 10, D. C. Code, 1951 edition).

(i) The Act entitled "An Act to regulate the practice of the healing art to protect the public health in the District of Columbia", approved February 27, 1929 (45 Stat. 1326, ch. 352), as amended (title 2, ch. 1, D. C. Code, 1951 edition).

(j) The Act entitled "An Act to define, regulate, and license real estate brokers, business chance brokers, and real estate salesmen; to create a Real Estate Commission in the District of Columbia; to protect the public against fraud in real estate transactions; and for other purposes", approved August 25, 1937 (50 Stat. 787, ch. 760), as amended (title 45, ch. 14, D. C. Code, 1951 edition).

(k) The Act entitled "An Act to provide for the examination and licensing of those engaging in the practice of cosmetology, in the District of Columbia", approved June 7, 1938 (52 Stat. 611, ch. 321; title 2, ch. 13, D. C. Code, 1951 edition).

(l) The Act entitled "An Act to regulate barbers in the District of Columbia, and for other purposes", approved June 7, 1938 (52 Stat. 620, ch. 322), as amended (title 2, ch. 11, D. C. Code, 1951 edition).

(m) The Act entitled "An Act to amend the Act for the regulation of the practice of dentistry in the District of Columbia, and for the protection of the people from empiricism in relation thereto, approved June 6, 1892, and Acts amendatory thereof", approved July 2, 1940 (54 Stat. 716, ch. 513; title 2, ch. 3, D. C. Code, 1951 edition).

(n) The Act entitled "An Act to regulate boxing contests and exhibitions in the District of Columbia, and for other purposes", approved December 20, 1944 (58 Stat. 823, ch. 612), as amended (title 2, ch. 12, D. C. Code, 1951 edition).

(o) The Act entitled "An Act defining and regulating the practice of the profession of engineering and creating a Board of Registration for Professional Engineers in the District of Columbia", approved September 19, 1950 (64 Stat. 854, ch. 953, title 2, ch. 18, D. C. Code, 1951 edition).

(p) Section 7 of the Act entitled "An Act making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June 30, 1903, and for other purposes, approved July 1, 1902 (32 Stat. 622, ch. 1352), as amended and supplemented (title 47, ch. 23, D. C. Code, 1951 edition).

(q) The first section of the Act entitled "An Act to grant additional powers to the Commissioners of the District of Columbia, and for other purposes", approved December 20, 1944 (58 Stat. 819, ch. 611), as amended (sec. 1-244, D. C. Code, 1951 edition).

(r) The Act entitled "An Act to regulate plumbing and gas fitting in the District of Columbia", approved June 18, 1898 (30 Stat. 477, ch. 467), as amended (title 2, ch. 14, D. C. Code, 1951 edition).

Refunds.

SEC. 3. Any fee or charge paid for an examination, license, certificate or registration pursuant to any Act mentioned in section 2 of this Act shall, if not earned, be refunded upon application therefor: *Provided*, That application for refund is made not later than the end of the third fiscal year following the fiscal year in which such fee or charge was made.

Change of license, etc., period.

SEC. 4. The Commissioners are authorized, after a public hearing, to fix and change from time to time the period for which any license, certificate or registration authorized by any Act set forth in section 2 of this Act may be issued. Upon change of a license, certificate or registration period, the fee for any such license, certificate, or registration shall be prorated on the basis of the time covered.

SEC. 5. Whenever any board, commission, or committee, other than the Commissioners, is mentioned in this Act, such board, commission, or committee shall be deemed to be the board, commission, or committee or other agency succeeding to the functions of the board, commission, or committee, so mentioned, pursuant to Reorganization Plan Numbered 5 of 1952.

D. C. Code, title
1 app.

SEC. 6. There is hereby authorized to be appropriated out of the revenues of the District of Columbia such sums as may be necessary to pay the expenses of administering the Acts listed in section 2 of this Act, including the expenses of the Department of Occupations and Professions, established pursuant to authority contained in Reorganization Plan Numbered 5 of 1952.

Appropriation.

D. C. Code, title
1 app.

Approved July 14, 1956.

Public Law 705

CHAPTER 591

AN ACT

July 14, 1956
[S. 1871]

To amend certain provisions of law in order to provide for the reimbursement of the Post Office Department by Government agencies in certain additional cases for the transmission of mail matter.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act to reimburse the Post Office Department for the transmission of official Government-mail matter", approved August 15, 1953 (67 Stat. 614; Public Law 286, Eighty-third Congress), is amended by adding at the end thereof the following new sections:

Government mail.
Reimbursement
for transmission.

39 USC 321i and
note.

"SEC. 3. There shall be paid to the Post Office Department, as postal revenue, out of any appropriations or funds available to each department, agency, establishment, or Government corporation concerned and as a necessary expense of such appropriations and funds and of the activities concerned, the equivalent amount of postage or registry fees, as determined pursuant to regulations prescribed by the Postmaster General, for matter sent in the mails, without prepayment of postage or without prepayment of registry fees, by or to such department, agency, establishment, or corporation, for which the Post Office Department does not otherwise receive compensation, under authority of the following provisions of law:

"(1) Section 3932 of the Revised Statutes (39 U. S. C., sec. 385);

"(2) The proviso added by section 2 of the Act of May 1, 1928 (45 Stat. 469; 39 U. S. C., sec. 321a), to section 29 of the Act of March 3, 1879, as amended (20 Stat. 362; 23 Stat. 158; 28 Stat. 412; 29 Stat. 590);

"(3) Section 10 of title 13 of the United States Code;

68 Stat. 1014.

"(4) The second sentence of section 306 of the Penalty Mail Act of 1948 (62 Stat. 1049; 39 U. S. C., sec. 321n); and

"(5) Section 345 of the Immigration and Nationality Act (66 Stat. 266; 8 U. S. C., sec. 1456).

"SEC. 4. There shall be paid to the Post Office Department, as postal revenue, out of appropriations made to the Department of Agriculture for such purpose, the equivalent amount of postage, as determined pursuant to regulations prescribed by the Postmaster General, for matter sent in the mails without prepayment of postage under authority of the following provisions of law:

Dept. of Agriculture.

"(1) Section 6 of the Act entitled 'An Act to establish agricultural experiment stations in connection with the colleges established in the several States under the provisions of an Act approved July second, eighteen hundred and sixty-two, and of the acts supplementary thereto', approved March 2, 1887, as amended (69 Stat. 673; 7 U. S. C., sec. 361f);

24 Stat. 441.

“(2) Section 3 of the Act entitled ‘An Act to apply a portion of the proceeds of the public lands to the more complete endowment and support of the colleges for the benefit of agriculture and the mechanic arts established under the provisions of an Act of Congress approved July second, eighteen hundred and sixty-two’, approved August 30, 1890 (26 Stat. 418; 7 U. S. C., sec. 325); and

“(3) The proviso contained in the third paragraph under the heading ‘General Expenses, Office of Experiment Stations’ under the caption ‘Office of Experiment Stations’ in the Act entitled ‘An Act making appropriations for the Department of Agriculture for the fiscal year ending June thirtieth, nineteen hundred and fifteen’, approved June 30, 1914 (38 Stat. 438; 39 U. S. C., sec. 330).

Library of Congress.

“SEC. 5. There shall be paid to the Post Office Department, as postal revenue, out of appropriations made to the Library of Congress for such purpose, the equivalent amount of postage, as determined pursuant to regulations prescribed by the Postmaster General, for matter sent in the mails without prepayment of postage under authority of section 15 of title 17 of the United States Code.”

61 Stat. 652.

SEC. 2. (a) The first sentence of section 306 of the Penalty Mail Act of 1948 (62 Stat. 1049; 39 U. S. C., sec. 321n), is amended by striking out “, free of postage,” and inserting in lieu thereof “as penalty mail”.

(b) The second sentence of such section 306 is amended to read as follows: “Nothing contained in this section shall be construed to prohibit (1) the transmission in the mail, as penalty mail, of such books, reports, periodicals, bulletins, pamphlets, lists, articles, or documents to educational institutions, to public libraries, or to Federal, State, or other public authorities and (2) the transmission in the mail, as penalty mail, of lists of agricultural bulletins, lists of public documents which are offered for sale by the Superintendent of Documents, Government Printing Office, or announcements of publications of maps, atlases, and statistical and other reports offered for sale by the Federal Power Commission under authority of section 312 of the Federal Power Act (16 U. S. C., sec. 825k).”

49 Stat. 859.

Effective date.

SEC. 3. The amendments made by this Act shall take effect on July 1, 1956.

Approved July 14, 1956.

Public Law 706

CHAPTER 592

July 14, 1956
[S. 1961]

AN ACT

To provide for the conveyance of part of Ethan Allen Air Force Base, Colchester, Vermont, to the State of Vermont, and for other purposes.

Ethan Allen Air
Force Base, Col-
chester, Vt.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Air Force is authorized and directed to convey to the State of Vermont all right, title, and interest of the United States in and to certain land comprising a part of the Ethan Allen Air Force Base, together with improvements thereon, and appurtenances thereto belonging; such property being more particularly described as follows:

Parcel Numbered 1: Beginning at a brick masonry pillar, such pillar being at the intersection of the southwesterly property line of Ethan Allen Air Force Base and the northwesterly side of Vermont Highway Numbered 15 and running thence north 45 degrees 30 minutes west 243.6 feet more or less along such property line; thence north 44 degrees 30 minutes east 55 feet more or less across a road to a bound; thence north 81 degrees 43 minutes east 176.9 feet more or less to a bound; thence south 44 degrees 14 minutes east 47.7 feet more or less

to a bound; thence south 7 degrees 50 minutes east 162.9 feet more or less to a brick masonry pillar on the northwesterly side of Vermont Highway Numbered 15; and thence in a southwesterly direction along such highway to the place of beginning.

Parcel numbered 2: Being a strip of land 55 feet wide adjacent to and on the northeasterly side of the southwesterly property line of the Ethan Allen Air Force Base, beginning on such property line at a point 243.6 feet more or less northwesterly from the beginning point in parcel numbered 1 and extending in a northwesterly direction along such property line for a distance of 2,785 feet, more or less. The property authorized to be conveyed herein shall include the hydrant line along Feigle Street.

SEC. 2. The property authorized to be conveyed by the first section of this Act shall be used for the training of the National Guard of Vermont and for other military purposes, and the conveyance authorized herein shall be made without monetary consideration therefor, but shall be subject to the reservation by the United States of all mineral rights, including oil and gas; the right of reentry and use by the United States in the event of need therefor during a national emergency declared by the President or the Congress; and the condition and limitation that if the property shall fail or cease to be used for the training of the National Guard of Vermont or for other military purposes, the title to the property so conveyed shall revert to and revest in the United States, and all improvements made thereon during its occupancy by the State of Vermont shall vest in the United States without payment of compensation therefor.

National Guard training, etc.

SEC. 3. The costs of any surveys necessary as an incident of the conveyance authorized herein shall be borne by the State of Vermont.

Approved July 14, 1956.

Public Law 707

CHAPTER 593

AN ACT

July 14, 1956
[S. 2772]

To authorize the Secretary of Defense to lend certain Army, Navy, and Air Force equipment and to provide transportation and other services to the Boy Scouts of America in connection with the World Jamboree of Boy Scouts to be held in England in 1957; and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) the Secretary of Defense is hereby authorized, under such regulations as he may prescribe, to lend to the National Council, Boy Scouts of America, for the use and accommodation of the approximately fifteen hundred Scouts, Scouters and officials who are to attend the World Jamboree, Boy Scouts, to be held in England in July and August 1957, such tents, cots, blankets, commissary equipment, flags, refrigerators, and other equipment and services as may be necessary or useful to the extent that items are in stock and available and their issue will not jeopardize the national defense program.

World Jamboree of Boy Scouts. Equipment.

(b) Such equipment is authorized to be delivered at such time prior to the holding of such jamboree, and to be returned at such time after the close of such jamboree, as may be agreed upon by the Secretary of Defense and the National Council, Boy Scouts of America. No expense shall be incurred by the United States Government for the delivery, return, rehabilitation, or replacement of such equipment.

Delivery and return.

(c) The Secretary of Defense, before delivering such property, shall take from the National Council, Boy Scouts of America, good and sufficient bond for the safe return of such property in good order and condition, and the whole without expense to the United States.

Bond.

Transportation.

SEC. 2. (a) The Secretary of Defense is hereby authorized, under such regulations as he may prescribe, to provide, without expense to the United States Government, transportation from the United States and return on a vessel of the Military Sea Transportation Service for (1) those Boy Scouts, Scouters and officials certified by the National Council, Boy Scouts of America, as representing the National Council, Boy Scouts of America, at the jamboree referred to in the first section of this Act, and (2) the equipment and property of such Boy Scouts, Scouters and officials and the property loaned to the National Council, Boy Scouts of America, by the Secretary of Defense pursuant to this Act to the extent that such transportation will not interfere with the requirements of military operations.

Bond.

(b) Before furnishing any transportation under this section, the Secretary of Defense shall take from the National Council, Boy Scouts of America, a good and sufficient bond for the reimbursement to the United States by the National Council, Boy Scouts of America, of the actual costs of transportation furnished under this section.

Payments.

SEC. 3. Amounts paid to the United States to reimburse it for expenses incurred under the first section and for the actual costs of transportation furnished under section 2 shall be credited to the current applicable appropriations or funds to which such expenses and costs were charged and shall be available for the same purposes as such appropriations or funds.

Passport fees.

SEC. 4. Under regulations prescribed by the Secretary of State, no fee shall be collected for the application for a passport by or the issuance of a passport to, any Boy Scout, Scouter or official who is certified by the National Council, Boy Scouts of America, as representing the National Council, Boy Scouts of America, at the jamboree referred to in the first section of this Act.

Approved July 14, 1956.

Public Law 708

CHAPTER 594

July 14, 1956
[S. 2896]

AN ACT

To amend the Act relating to cemetery associations.

D. C. cemetery
associations.
Land.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, without regard to the provisions of section 27-114 of the District of Columbia Code (Act of March 3, 1901, 31 Stat. 1295, ch. 854, sec. 670), the Commissioners of the District of Columbia are hereby authorized to license for cemetery purposes any parcel of land in the District of Columbia which does not exceed one acre in size, and which, except for a one-side frontage of less than 100 feet on a public street or highway, is otherwise completely bounded by land dedicated to cemetery purposes.

Approved July 14, 1956.

Public Law 709

CHAPTER 595

July 14, 1956
[S. 2972]

AN ACT

To punish the willful damaging or destroying of aircraft or motor vehicles, and their facilities, and for other purposes.

Title 18, U. S.
Code, amendment.
62 Stat. 686.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That title 18 of the United States Code is amended by inserting immediately after section 14 thereof the following new chapter:

"CHAPTER 2.—AIRCRAFT AND MOTOR VEHICLES

"Sec.

"31. Definitions.

"32. Destruction of aircraft or aircraft facilities.

"33. Destruction of motor vehicles or motor vehicle facilities.

"34. Penalty when death results.

"35. Imparting or conveying false information.

"§ 31. Definitions

"When used in this chapter the term—

"'Aircraft engine', 'air navigation facility', 'appliance', 'civil aircraft', 'foreign air commerce', 'interstate air commerce', 'landing area', 'overseas air commerce', 'propeller', and 'spare part' shall have the meaning ascribed to those terms in the Civil Aeronautics Act of 1938, as amended.

52 Stat. 973.
49 USC 681.

"'Motor vehicle' means every description of carriage or other contrivance propelled or drawn by mechanical power and used for commercial purposes on the highways in the transportation of passengers, or passengers and property;

"'Destructive substance' means any explosive substance, flammable material, infernal machine, or other chemical, mechanical, or radioactive device or matter of a combustible, contaminative, corrosive, or explosive nature; and

"'Used for commercial purposes' means the carriage of persons or property for any fare, fee, rate, charge or other consideration, or directly or indirectly in connection with any business, or other undertaking intended for profit.

"§ 32. Destruction of aircraft or aircraft facilities

"Whoever willfully sets fire to, damages, destroys, disables, or wrecks any civil aircraft used, operated, or employed in interstate, overseas, or foreign air commerce; or

"Whoever willfully sets fire to, damages, destroys, disables, or wrecks any aircraft engine, propeller, appliance, or spare part with intent to damage, destroy, disable, or wreck any such aircraft; or

"Whoever, with like intent, willfully places or causes to be placed any destructive substance in, upon, or in proximity to any such aircraft, or any aircraft engine, propeller, appliance, spare part, fuel, lubricant, hydraulic fluid, or other material used or intended to be used in connection with the operation of any such aircraft, or any cargo carried or intended to be carried on any such aircraft, or otherwise makes or causes to be made any such aircraft, aircraft engine, propeller, appliance, spare part, fuel, lubricant, hydraulic fluid, or other material unworkable or unusable or hazardous to work or use; or

"Whoever, with like intent, willfully sets fire to, damages, destroys, disables, or wrecks, or places or causes to be placed any destructive substance in, upon, or in proximity to any shop, supply, structure, station, depot, terminal, hangar, ramp, landing area, air-navigation facility or other facility, warehouse, property, machine, or apparatus used or intended to be used in connection with the operation, loading, or unloading of any such aircraft or making any such aircraft ready for flight, or otherwise makes or causes to be made any such shop, supply, structure, station, depot, terminal, hangar, ramp, landing area, air-navigation facility or other facility, warehouse, property, machine, or apparatus unworkable or unusable or hazardous to work or use; or

"Whoever, with like intent, willfully incapacitates any member of the crew of any such aircraft; or

"Whoever willfully attempts to do any of the aforesaid acts or things—

"shall be fined not more than \$10,000 or imprisoned not more than twenty years, or both.

“§ 33. Destruction of motor vehicles or motor vehicle facilities

“Whoever willfully, with intent to endanger the safety of any person on board or anyone who he believes will board the same, or with a reckless disregard for the safety of human life, damages, disables, destroys, tampers with, or places or causes to be placed any explosive or other destructive substance in, upon, or in proximity to, any motor vehicle which is used, operated, or employed in interstate or foreign commerce, or its cargo or material used or intended to be used in connection with its operation; or

“Whoever willfully, with like intent, damages, disables, destroys, sets fire to, tampers with, or places or causes to be placed any explosive or other destructive substance in, upon, or in proximity to any garage, terminal, structure, supply, or facility used in the operation of, or in support of the operation of, motor vehicles engaged in interstate or foreign commerce or otherwise makes or causes such property to be made unworkable, unusable, or hazardous to work or use; or

“Whoever, with like intent, willfully disables or incapacitates any driver or person employed in connection with the operation or maintenance of the motor vehicle, or in any way lessens the ability of such person to perform his duties as such; or

“Whoever willfully attempts to do any of the aforesaid acts—
shall be fined not more than \$10,000 or imprisoned not more than twenty years, or both.

“§ 34. Penalty when death results

“Whoever is convicted of any crime prohibited by this chapter, which has resulted in the death of any person, shall be subject also to the death penalty or to imprisonment for life, if the jury shall in its discretion so direct, or, in the case of a plea of guilty, or a plea of not guilty where the defendant has waived a trial by jury, if the court in its discretion shall so order.

“§ 35. Imparting or conveying false information

“Whoever willfully imparts or conveys or causes to be imparted or conveyed false information, knowing the information to be false, concerning an attempt or alleged attempt being made or to be made, to do any act which would be a crime prohibited by this chapter or chapter 97 or chapter 111 of this title—

shall be fined not more than \$1,000, or imprisoned not more than one year, or both.”

SEC. 2. The part analysis preceding chapter 1 of title 18, United States Code, is amended by inserting between chapters 1 and 3 the following item:

“2. Aircraft and motor vehicles----- 31”
Approved July 14, 1956.

Public Law 710

CHAPTER 596

July 14, 1956
[S. 3723]

AN ACT

To authorize the Secretary of the Navy to convey certain land in the county of Alameda, California, and to accept other land in exchange therefor.

Alameda, Calif.
Conveyances.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Navy is authorized to convey to the State of California all of the right, title, and interest of the United States of America in and to that certain real property located in the county of Alameda, State of California, as more particularly described in section 2 of this Act,

and in consideration for said conveyance, to accept on behalf of the United States of America all of the right, title, and interest of the State of California in and to that certain real property described in section 3 of this Act. Said conveyances shall be made by, and accepted on behalf of, the United States of America subject to (1) all reservations, rights, and easements hereinbelow set forth, and (2) to such other and further terms and conditions as may be expressly agreed upon by the parties thereto.

SEC. 2. The property to be conveyed by the United States of America to the State of California is described as follows:

A portion of tract 39, according to the map entitled, "Map of Alameda Marsh Land, as partitioned among the owners thereof in the suit numbered 8923 and entitled 'Pacific Improvement Company, plaintiff, against James A. Waymire, and others', defendants, superior court of Alameda County, State of California", filed July 30, 1900, in the office of the recorder of Alameda County and of record in map book 25, pages 74, 76, and 78, said portion being described as follows:

Commencing at the northeasterly corner of that certain 76.15 acre tract of land, described in the declaration of taking made on December 13, 1951, in District Court of the United States for the Northern District of California, southern division, case numbered 30735, United States of America against 76.15 acres of land, more or less, and so forth, a certified copy of which was recorded on December 21, 1951, in book 6618, page 339, official records of Alameda County said corner also being on the general western line of Webster Street, as said line was established by the deed from the regents of the University of California to city of Alameda, dated April 13, 1944, recorded May 4, 1944, in book 4555 of official records of Alameda County, page 50; thence along the last mentioned line the three following courses and distances: South 6 degrees 52 minutes 06 seconds west 28.42 feet south 4 degrees 52 minutes 13 seconds west 352.37 feet and south 89 degrees 41 minutes 14 seconds east 42.00 feet (recorded bearings and distances south 5 degrees 54 minutes 38.5 seconds west 28.52 feet south 3 degrees 43 minutes 27 seconds west 352.37 feet and north 89 degrees 10 minutes east 42.00 feet) to the westerly line of Webster Street, as said line was established by the deed to the city of Alameda, dated May 31, 1928, recorded June 5, 1928, in book 1867 of official records of Alameda County, page 236; thence along the last mentioned line south 0 degrees 18 minutes 46 seconds west 74.95 feet (recorded bearing and distance south 0 degrees 50 minutes east 74.95 feet) to the southern boundary line of the said 76.15 acre tract of land; thence along said southern boundary line north 87 degrees 55 minutes 29 seconds west 839.66 feet (recorded bearing north 89 degrees 00 minutes 30 seconds west) thence north 2 degrees 04 minutes 31 seconds east 464.03 feet to the general northerly boundary line of said 76.15 acre tract of land; thence along said northerly line south 87 degrees 12 minutes 43 seconds east (recorded bearing south 88 degrees 20 minutes east), 815.00 feet to the point of commencement, said property containing 8.538 acres, more or less.

SEC. 3. The land to be conveyed to the United States of America by the State of California is described as follows:

A portion of tract 39 as shown on the map of Alameda Marsh Land filed July 30, 1900, in book 25 of maps at pages 74, 76, and 78 in the office of the county recorder of Alameda County, said portion being described as follows:

Commencing at the northwesterly corner of that certain 76.15 acre parcel of land described in the declaration of taking made on December 13, 1951, in District Court of the United States for the Northern District of California, southern division, case numbered 30735, United

States of America against 76.15 acres of land, more or less, a certified copy of which was recorded on December 21, 1951, in book 6618, page 339, official records of Alameda County; thence along the northern boundary line of the said 76.15 acre parcel south 87 degrees 12 minutes 43 seconds east, 1,863.14 feet; thence north 2 degrees 47 minutes 17 seconds east, 309.5 feet; thence north 87 degrees 12 minutes 43 seconds west, 1,875.09 feet to the westerly line of said tract 39; thence along said westerly line south 0 degrees 34 minutes 39 seconds west, 309.73 feet to the point of commencement, said property containing 13.280 acres, more or less.

Easements.

SEC. 4. (a) The property authorized to be conveyed to the State of California by section 2 of this Act shall be subject to—

(1) nonexclusive easement for roadway purposes over and across a strip of land 75 feet wide, the centerline of said strip of land described as follows:

Commencing at a point on the westerly line of the above-described parcel, distance thereon north 2 degrees 04 minutes 31 seconds east 37.50 feet from the southwesterly corner of said parcel; thence south 87 degrees 55 minutes 29 seconds east 387.19 feet. The easterly terminus of said centerline being distant north 87 degrees 55 minutes 29 seconds west 452.39 feet from the westerly line of Webster Street, as said line was established by the deed to the city of Alameda, recorded June 5, 1928, in book 1867, page 266, official records of Alameda County;

(2) easement for water pipeline serving the Oakland Quartermaster Market Center;

(3) easement for water pipeline serving Estuary Housing Project; and

(4) easement for utility lines lying within the 8.538 acres to be conveyed.

(b) The property authorized to be conveyed to the United States by section 3 of this Act shall be subject to a perpetual easement for right-of-way 20 feet in width for the construction and maintenance of a sewer over and across the herein-described property as condemned by the United States of America in action numbered 22606-S had in the District Court of the United States for the Northern District of California, southern division. The certified copy of the decree of condemnation in said action being recorded on June 18, 1943, in book 4414 of official records of Alameda County at page 13.

(c) The bearings and distances used in the description of property contained in this Act are on the California coordinate system, zone 3.

Approved July 14, 1956.

Public Law 711

CHAPTER 597

AN ACT

July 14, 1956
[H. R. 1761]

To relieve certain veterans who relied on an erroneous interpretation of the law from liability to repay a portion of the subsistence allowances which they received under the Servicemen's Readjustment Act of 1944.

Veterans.
U. C. and Stan-
ford U. students.
Subsistence re-
payments.

53 Stat. 289,
38 USC ch. 12A.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That every individual who, while attending the University of California or Stanford University prior to January 1, 1951, was employed by the Veterans' Administration as a clinical psychologist trainee, and who, in reliance upon interpretations of paragraph 6 of part VIII of Veterans Regulation Numbered 1 (a) that work performed in excess of twenty hours per week was to be considered as irregular and nonscheduled overtime,

did not report to the Veterans' Administration income derived from work performed for the Veterans' Administration in excess of twenty hours per week, is hereby relieved from liability to repay to the United States all sums for which he has been held liable arising out of such work performed for the Veterans' Administration. In the audit and settlement of the accounts of any certifying or disbursing officer of the United States, full credit shall be given for any amount for which liability is relieved by this section.

SEC. 2. The Secretary of the Treasury is hereby authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to each of the individuals described in the first section of this Act an amount equal to the sum of all amounts which he has repaid to the United States (or which have been withheld by the United States from amounts otherwise payable to him, or for his benefit) by reason of the liability of which he is relieved by the first section of this Act: *Provided*, That no part of the amount appropriated in this Act shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with such claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved July 14, 1956.

Restrictions.

Penalty.

Public Law 712

CHAPTER 598

AN ACT

To relieve the Secretary of the Interior of certain reporting requirements in connection with proposed National Park Service awards of concession leases and contracts, including renewals thereof.

July 14, 1956
[H. R. 3897]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the second paragraph under the heading "National Park Service" in the Act of July 31, 1953 (67 Stat. 261, 271) is amended to read as follows: "The Secretary of the Interior shall hereafter report in detail all proposed awards of concession leases and contracts involving a gross annual business of \$100,000 or more, or of more than five years in duration, including renewals thereof, sixty days before such awards are made, to the President of the Senate and Speaker of the House of Representatives for transmission to the appropriate committees."

National Park
Service.
Report to Con-
gress.
16 USC 17b-1.

Approved July 14, 1956.

Public Law 713

CHAPTER 599

AN ACT

To allow the use of certain property in Volusia County, Florida, for civil-defense purposes without payment of compensation to the United States.

July 14, 1956
[H. R. 5657]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding any other provision of law, or any condition or restriction placed on the real property by the deed given by the United States to the Board of Public Instruction of Volusia County, Florida, on May 15, 1948, which can be found in book 386, page 27 of the public records of Volusia County, Florida, such real property may be used for civil-defense purposes by the Volusia County Civil Defense Control Center without the payment of compensation to the United States.

Volusia County,
Fla.

Approved July 14, 1956.

Public Law 714

CHAPTER 600

AN ACT

July 14, 1956
[H. R. 6025]

To amend the shipping laws, to prohibit the operation in the coastwise trade of vessels rebuilt outside the United States, and for other purposes.

Coastwise trade
vessels rebuilt
outside U. S.
49 Stat. 442.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 27 of the Merchant Marine Act, 1920, as amended (U. S. C., 1952 edition, title 46, sec. 883), is further amended by inserting the following new proviso at the end of the first proviso thereof: "*Provided further,* That no vessel of more than five hundred gross tons which has acquired the lawful right to engage in the coastwise trade, either by virtue of having been built in or documented under the laws of the United States, and which has later been rebuilt outside the United States, its Territories (not including trust territories), or its possessions shall have the right thereafter to engage in the coastwise trade."

Report.

SEC. 2. If any vessel of more than five hundred gross tons documented under the laws of the United States, or last documented under such laws, is rebuilt outside the United States, its Territories (not including trust territories), or its possessions, a report of the circumstances of such rebuilding shall be made to the Secretary of the Treasury upon the first arrival of the vessel thereafter at a port within the customs territory of the United States in accordance with such regulations as the Secretary may prescribe. If the required report is not made, the vessel, together with its tackle, apparel, equipment, and furniture, shall be forfeited, and the master and owner shall each be liable to a penalty of \$200. Any penalty or forfeiture incurred under this Act may be remitted or mitigated by the Secretary under the provisions of section 5294 of the Revised Statutes of the United States, as amended (U. S. C., 1952 edition, title 46, sec. 7).

Penalty.

Regulations.

Effective date.

SEC. 3. The Secretary of the Treasury shall prescribe such regulations as may be necessary to carry out the purposes of this Act.

SEC. 4. This Act shall be effective from the date of enactment hereof: *Provided, however,* That no vessel shall be deemed to have lost its coastwise privileges hereunder if it is rebuilt under a contract entered into before such date of enactment and if the work of rebuilding is commenced not later than six months after such date of enactment.

Approved July 14, 1956.

Public Law 715

CHAPTER 601

AN ACT

July 14, 1956
[H. R. 6218]

To authorize payment by the Federal Government of the cost of making certain studies necessary to assist the Menominee Tribe of Indians to prepare for the termination of Federal supervision.

Menominee In-
dians.
Reimbursement
appropriation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the last sentence of section 6 of the Act entitled "An Act to provide for a per capita distribution of Menominee tribal funds and authorize the withdrawal of the Menominee Tribe from Federal jurisdiction", approved June 17, 1954 (68 Stat. 250), is amended by changing the period at the end thereof to a comma and by adding "and there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such sums as the Secretary shall deem necessary to reimburse the tribe for the expenditure of tribal funds pursuant to this section, or for any other expenditure of tribal funds

approved by the Secretary for the purpose of carrying out the purposes of this Act."

Approved July 14, 1956.

Public Law 716

CHAPTER 602

AN ACT

To ratify and confirm Act 249 of the Session Laws of Hawaii, 1955, as amended, and to authorize the issuance of certain highway revenue bonds by the Territory of Hawaii.

July 14, 1956
[H. R. 7426]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Territory of Hawaii, any provision of the Hawaiian Organic Act or any other Act of Congress to the contrary notwithstanding, is authorized and empowered to issue highway revenue bonds in a sum not to exceed \$50,000,000 payable from funds derived from highway vehicle fuel taxes, for the purpose of providing for the construction of highways in the Territory. The issuance of such revenue bonds shall not constitute the incurrence of an indebtedness within the meaning of the Hawaiian Organic Act, and shall not require the approval of the President of the United States.

Hawaii.
Highway revenue
bonds.
31 Stat. 141.
48 USC 491 note.

SEC. 2. All bonds issued under authority of section 1 shall be issued pursuant to legislation enacted by the Legislature of the Territory which shall provide (1) that, so long as any of the bonds are outstanding, highway vehicle fuel taxes shall be levied and collected in amounts at least sufficient to provide for the payment of the principal of the bonds and the interest thereon, as such principal and interest become due (except that interest due upon any such bonds during the first year after their date of issuance may be paid from the proceeds of sale of the bonds); (2) that the superintendent of public works of the Territory, or any officer or agency succeeding to his powers and duties in respect to highways, shall have the power to issue and sell the bonds and to expend the proceeds and provide for the repayment thereof, in accordance with standards and pursuant to provisions which shall be set forth in such legislation; and (3) that the office of the superintendent of public works, or an office or agency succeeding to the powers and duties of that office in respect of highways, shall be continued in existence and shall retain the powers and duties set forth in such legislation, so long as any of the bonds are outstanding.

SEC. 3. Nothing in this Act shall be deemed to prevent the application of Federal-aid highway funds to aid in the retirement of said bonds, to the extent now or hereafter permitted by the Acts of Congress relating to the use of such funds.

Federal-aid highway funds.

SEC. 4. As used in this Act, the term "highway vehicle fuel taxes" means taxes in respect to the fuel for operating a motor vehicle or motor vehicles upon the highways, as defined and imposed by the laws of the Territory of Hawaii, but in the event the legislation providing for such tax levies the same in respect to other fuel and does not provide for the segregation of the taxes in respect to the fuel for operating a motor vehicle or motor vehicles upon the highways, then the term "highway vehicle fuel taxes" includes as well all such taxes in respect to fuel as are commingled with the taxes in respect to the fuel for operating a motor vehicle or motor vehicles upon the highways.

"Highway vehicle fuel taxes."

SEC. 5. Act 249 of the Session Laws of Hawaii, 1955, is hereby amended to the extent of inserting in section 5961 therein set forth the public law number as may be assigned to this bill upon its enactment.

SEC. 6. Act 249 of the Session Laws of Hawaii, 1955, as amended by section 5 above is hereby approved and ratified.

Approved July 14, 1956.

Public Law 717

CHAPTER 603

July 14, 1956
[H. R. 7663]

AN ACT

To provide for settlement in part of certain claims of the Uintah and White River Bands of Ute Indians in Court of Claims case numbered 47568, through restoration of subsurface rights in certain lands formerly a part of the Uintah Indian Reservation.

Uintah and White
River Bands of
Indians.
Claims.

68 Stat. 873.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That after acceptance by the Ute Indian Tribe of the Uintah and Ouray Reservation, in Utah, of the provisions of this Act and the filing by the Uintah and White River Bands of Ute Indians of an amendment to the petition in Court of Claims case numbered 47568, as provided in section 5 hereof, all right, title, and interest in and to the mineral and oil and gas resources of the land described in section 6, shall be restored to tribal ownership and vested in the United States in trust for the Ute Indian Tribe of the Uintah and Ouray Reservation in Utah, subject to valid leases, locations, or other claims that are outstanding as of the effective date of this Act and that are thereafter maintained in compliance with the laws under which they were initiated, and all rentals, royalties, or other payments received by the United States under or on account of such leases after the effective date of this Act shall be deposited into the Treasury of the United States to the credit of the Ute Indian Tribe of the Uintah and Ouray Reservations, in Utah, pursuant to the provisions of the Act of May 17, 1926 (44 Stat. 560), as amended (25 U. S. C., sec. 155), and shall be subject to division between the full-blood and the mixed-blood groups, and shall be available for advance or expenditure, in accordance with the provisions of sections 10 and 11 of the Act of August 27, 1954 (68 Stat. 868).

SEC. 2. The Ute Indian tribe of the Uintah and Ouray Reservation, in Utah, acting by the tribal business committee representing the full-blood group, and the authorized representatives of the mixed-blood group (in accordance with section 10 of the Act of August 27, 1954, 68 Stat. 868), may prospect, mine, drill, remove, process, or otherwise exploit any or all of the mineral and oil and gas resources of the land described in section 6 of this Act that are not covered by valid leases, locations, or other claims as of the effective date of this Act; may sell or otherwise dispose of any or all of the production obtained through the exploitation of such resources by said tribe; and may issue leases or permits for the prospecting, mining, drilling, removal, or processing of such resources. Each such action shall be in accordance with the provisions of law and of the constitution, bylaws, and corporate charter of said tribe that would be applicable to the taking of like action with respect to mineral resources within the Uintah and Ouray Reservation. Any operations conducted pursuant to this section or under a lease or permit issued pursuant to this section shall also be subject to the direction and control of the Secretary of Agriculture to the extent provided in section 3 of this Act. The mineral resources of the land described in section 6 shall not be subject to disposition otherwise than as provided in this section, except in pursuance of valid leases, locations or other claims existing at the time this Act becomes effective and thereafter maintained in compliance with the laws under which the same were initiated.

SEC. 3. The term "direction and control of the Secretary of Agriculture" as used herein means such administrative supervision by the Secretary of Agriculture as is reasonably necessary to prevent serious injury to the surface resources of the land described in section 6, or the adjoining lands of the Uintah National Forest, but shall not be construed to prohibit the use of the surface, under accepted engineering or mining standards, for installation of mining equipment or machinery, building and maintaining roadways, free ingress and egress for mining and removal of subsurface resources to market, and the mining and removal of subsurface resources, including the sinking of shafts, driving tunnels or other standard mining methods, except that strip or hydraulic mining shall be permitted only if, and under conditions, approved by the Secretary of Agriculture.

SEC. 4. The benefits herein granted to the Ute Indian Tribe of the Uintah and Ouray Reservation, in Utah, shall be in partial settlement of the claims of the Uintah and White River Bands of Ute Indians pending before the Court of Claims in docket numbered 47568, and upon acceptance, as provided in section 5, shall have the effect of releasing the United States from any claimed liability for the payment of such damages as might be based upon the mineral and oil and gas resources or value thereof attributable to the lands which are the subject matter of that said action. Any jurisdiction of the Court of Claims to make an award of damages including or based upon mineral and oil and gas values in docket numbered 47568 shall be withdrawn upon this Act's taking effect as provided in section 5, and jurisdiction of the Court of Claims in docket numbered 47568 shall thereafter be continued only as to a claim for just compensation based upon the value of the surface rights of the lands which are the subject of that action: *Provided*, That the standard of liability and measure of damages in such action shall in all other respects be determined by the provisions of the Ute Jurisdictional Act of June 28, 1938 (52 Stat. 1209), as amended by the Acts of July 15, 1941 (55 Stat. 593), June 22, 1943 (57 Stat. 160), June 11, 1946 (60 Stat. 255), and sections 1, 2, 11, and 25 of the Act of August 13, 1946 (60 Stat. 1049), except that any money heretofore received by the United States, for or on account of the patenting or other disposition, without reservation of mineral rights, of any of the land covered by the claim, and paid over to or expended for the benefit of the Uintah and White River Bands shall be deemed to be in lieu of compensation for the subsurface values thus disposed of and shall not be allowed as a payment on the claim or an offset against any recovery which may be awarded as compensation for the surface rights.

25 USC 70, 70a,
70j, 70 note.

SEC. 5. This Act shall not become effective unless and until (1) the Ute Indian Tribe of the Uintah and Ouray Reservation, in Utah, accepts its provisions, in such manner as may be designated by the Secretary of the Interior, within one year after the approval hereof; (2) the Uintah and White River Bands present to the Secretary of the Interior a release, satisfactory to him, of any claims they might have because the Uncompahgre Utes are permitted to share in the benefits of this Act; and (3) an amendment to the petition in docket numbered 47568 is filed with the Court of Claims limiting the prayer for relief as to the claim presently stated therein to just compensation based upon the value of surface rights only, in accordance with section 4 hereof. Such amendment when filed shall relate back to the date of filing of the original petition in docket numbered 47568. Upon the approval of this Act, and pending acceptance or rejection of its provisions by the Indians as provided herein, the land described in section 6 shall be withdrawn from lease, location, entry or any form of disposition under the public land laws except disposition pursuant to valid leases, locations, or other claims that are outstanding as of

Effectivity.

the date of approval of this Act and that are thereafter maintained in compliance with the laws under which they were initiated.

SEC. 6. The land covered by this Act is that portion of the one million and ten thousand acres of the former Uintah Reservation added to the Uintah National Forest by Executive order dated July 14, 1905 (34 Stat. 3116), which was not included for payment in the Act of February 13, 1931 (46 Stat. 1092), having been separately classified therein as coal lands and described as comprising thirty-six thousand two hundred and twenty-three acres; excluding, however, such portions thereof as have been patented or otherwise disposed of into private ownership without reservation of mineral rights as of the effective date of this Act; the said area being more particularly described as follows:

Township 1 south, range 8 west, Uintah meridian, Utah: North half, and the north half of the south half of section 16; section 17; lots 2, 3, and 4, and the southeast quarter of the northwest quarter, and the east half of the southwest quarter, and the northeast quarter of the northeast quarter, and the south half of the northeast quarter, and the southeast quarter of section 18; lot 1, and the northeast quarter of the northwest quarter, and the north half of the northeast quarter of section 19.

Township 1 south, range 9 west, Uintah meridian, Utah: Southeast quarter of the northeast quarter, and the south half of section 13; south half of the south half of section 14; south half of the south half of section 15; the northwest quarter of the southwest quarter, and the south half of the south half of section 16; southwest quarter of the northeast quarter, and the south half of the northwest quarter, and the south half of section 17; section 18; lots 1, 3, and 4, and the northeast quarter of the northwest quarter, and the east half of the southwest quarter, and the north half of the northeast quarter, and the southeast quarter of section 19; section 20; section 21; section 22; section 23; north half and the southwest quarter, and the northwest quarter of the southeast quarter of section 24; the northwest quarter of the northwest quarter of section 25; the north half of section 26; north half of section 27; the north half of section 28; the north half and the east half of the southwest quarter and the north half of the southeast quarter of section 29; lots 1, 2, and 3, and the east half of the northwest quarter, and the northeast quarter of section 30.

Township 1 south, range 10 west, Uintah meridian, Utah: The south half of the south half of section 10; the south half of the south half of section 11; the south half of the south half of section 12; section 13; section 14; section 15; section 16; the northeast quarter and south half of the northwest quarter, and the south half of section 17; the southeast quarter of the northeast quarter, and the southeast quarter of the southwest quarter, and the southeast quarter of section 18; section 19; section 20; section 21; section 22; section 23; section 24; the north half and the north half of the south half of section 25; section 26; section 27; section 28; section 29; the east half and lots 1, 2, 3, and 4, and the east half of the west half of section 30; lots 1, 2, 3, and 4, and the east half of the west half and the east half of section 31; section 32; the north half and the north half of the southwest quarter of section 33; and the northeast quarter of the northeast quarter, and the west half of the northeast quarter, and the northwest quarter of section 34; the north half of the north half of section 35.

Township 1 south, range 11 west, Uintah meridian, Utah: Lots 1, 2, 3, and 4, and the east half of the west half, and the southeast quarter of section 18; section 19; the northwest quarter of the northwest quarter and the south half of the northwest quarter and the southwest quarter and the west half of the southeast quarter of section 20; the east half and the east half of the northwest quarter and the northeast quarter of the southwest quarter of section 25; the west half of

the southwest quarter and the southeast quarter of the southwest quarter and the southwest quarter of the southeast quarter, of section 28; section 29; section 30; the northeast quarter, and lots 1, 2, 3, and 4, and the east half of the west half, and the southeast quarter of section 31; section 32; section 33; section 34; the west half of section 35; the northeast quarter and the east half of the southeast quarter of section 36.

Township 1 south, range 12 west, Uintah meridian, Utah: Lots 1, 2, 3, and 4, and the south half of the south half of section 12; section 13; section 24; the northeast quarter, and the northwest quarter of the southeast quarter of section 25.

Township 2 south, range 10 west, Uintah meridian, Utah: Section 4, section 5; section 6; section 7; section 8; section 9.

Township 2 south, range 11 west, Uintah meridian, Utah: Lots 3 and 4 of section 2; lots 1, 2, 3, and 4, and the south half of the north half and the south half of section 3; lots 1, 2, 3, and 4, and the south half of the north half and the south half of section 4.

SEC. 7. This Act is for the purpose of effecting partial settlement of the claims asserted by the Uintah and White River Bands of Ute Indians against the United States in Court of Claims case numbered 47568 and shall not be construed as giving recognition to any rights or title of the Uintah, White River, or Uncompahgre Bands of Ute Indians except as provided for in this Act.

Approved July 14, 1956.

Purpose.

Public Law 718

CHAPTER 604

AN ACT

Relating to the plan for control of the property of the Menominee Indian Tribe, and for other purposes.

July 14, 1956
[H. R. 9280]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 7 of the Act entitled "An Act to provide for a per capita distribution of Menominee tribal funds and authorize the withdrawal of the Menominee Tribe from Federal jurisdiction", approved June 17, 1954 (68 Stat. 250), is amended to read as follows:

Menominee Indians.

"SEC. 7. The tribe shall as soon as possible and in no event later than December 31, 1957, formulate and submit to the Secretary a plan for the future control of the tribal property and service functions now conducted by or under the supervision of the United States, including, but not limited to, services in the fields of health, education, welfare, credit, roads, and law and order, and for all other matters involved in the withdrawal of Federal supervision. The Secretary is authorized to provide such reasonable assistance as may be requested by officials of the tribe in the formulation of the plan heretofore referred to, including necessary consultations with representatives of Federal departments and agencies, officials of the State of Wisconsin and political subdivisions thereof, and members of the tribe: *Provided*, That the responsibility of the United States to furnish all such supervision and services to the tribe and to the members thereof, because of their status as Indians, shall cease on December 31, 1958, or on such earlier date as may be agreed upon by the tribe and the Secretary. The plan shall contain provision for protection of the forest on a sustained yield basis, and for the protection of the water, soil, fish and wildlife. To the extent necessary, the plan shall provide for such terms of transfer pursuant to section 8 of this Act, by trust or otherwise, as shall insure the continued fulfillment of the plan. The Secretary, after approving the plan, shall cause the plan to be published

Tribal property control plan.

Publication in FR.

in the Federal Register. The sustained yield management requirement contained in this Act shall not be construed by any court to impose a financial liability on the United States."

SEC. 2. Section 8 of such Act of June 17, 1954, is amended to read as follows:

Property title
transfer.

"SEC. 8. The Secretary is hereby authorized and directed to transfer to the tribe, on December 31, 1958, or on such earlier date as may be agreed upon by the tribe and the Secretary, the title to all property, real and personal held in trust by the United States for the tribe: *Provided, however,* That if the tribe obtains a charter for a corporation or otherwise organizes under the laws of a State or of the District of Columbia for the purpose, among any others, of taking title to all tribal lands and assets and enterprises owned by the tribe or held in trust by the United States for the tribe, and requests such transfer to be made to such corporation or organization, the Secretary shall make such transfer to such corporation or organization. The Secretary is authorized, in his discretion, to transfer to the tribe or any member or group of members thereof any federally owned property acquired, withdrawn, or used for the administration of the affairs of the tribe which he deems necessary for Indian use, or to transfer to a public or nonprofit body any such property which he deems necessary for public use and from which members of the tribe will derive benefits."

Approved July 14, 1956.

Public Law 719

CHAPTER 605

AN ACT

July 14, 1956
[H. R. 9660]

To direct the Secretary of the Army or his designee to convey an eleven and one-fourth acre tract of land situated in the vicinity of Williamsburg, Virginia, to the State of Virginia.

Camp Peary,
Williamsburg, Va.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Army or his designee is authorized and directed to convey by quitclaim deed, without consideration, to the State of Virginia, all right, title, and interest of the United States, except as retained in this Act, in and to eleven and one-fourth acres of land situated in York County, Virginia, and being a part of the lands at the Armed Forces Experimental Training Activity, Camp Peary, near Williamsburg, Virginia. The eleven and one-fourth acre tract of land to be conveyed to the State of Virginia is more particularly described as follows:

Beginning at a point in the southwestern boundary line of the Camp Peary Reservation where the Government's southwestern property line intersects the center line of Queen's Creek; said point of beginning is also the farthestmost point west that the Government's boundary line traverses the center line of Queen's Creek; thence from the said point of beginning along the property line of the Government north 41 degrees 58 minutes 20 seconds west 84.14 feet to a concrete monument; thence north 41 degrees 58 minutes 20 seconds west 150.13 feet to a concrete monument in a corner of the Government's southwestern boundary line; thence continuing along the property line of the Government north 51 degrees 15 minutes east 1,374.04 feet to a concrete monument; thence south 35 degrees 4 minutes east, through property of the Government, 2,682.73 feet to the true point of beginning; thence, from said true point of beginning, south 69 degrees 49 minutes east 837 feet to a point on the northwestern right-of-way line of Virginia State Highway Route Numbered 132; thence southwesterly along said

right-of-way line, and on a curve to the right, with a radius of 2,746.79 feet an arc distance of 911.09 feet to a point; thence, continuing along said right-of-way line, south 53 degrees 59 feet west 108.87 feet to a point; thence north 15 degrees 6 minutes west 743.28 feet to a point; thence north 24 degrees 52 minutes east 310.54 feet to the true point of beginning, containing eleven and twenty-five one-hundredths acres, more or less, and shown on District Public Works Office, Fifth Naval District, drawing numbered 46265, entitled "Camp Peary, Williamsburg, Va."

SEC. 2. All mineral rights, including gas and oil, in the lands authorized to be conveyed by this Act shall be reserved to the United States. Reservations to
U. S.

SEC. 3. There shall be further reserved to the United States in the conveyance of the above-described lands, rights of ingress and egress over roads in the above-described lands serving buildings or other works operated by the United States or its successors or assigns in connection with the remaining portion of the lands at the Armed Forces Experimental Training Activity, Camp Peary, near Williamsburg, Virginia, rights-of-way for water lines, sewer lines, telephone and telegraph lines, power lines, and such other utilities which now exist, or which may become necessary to any operations of the United States on or in connection with the remaining portion of said lands at the Armed Forces Experimental Training Activity, Camp Peary, near Williamsburg, Virginia.

SEC. 4. The conveyance of the property authorized by this Act shall be upon condition that such property shall be used for training of the National Guard and for other military purposes, and that if the State of Virginia shall cease to use the property so conveyed for the purposes intended, then title thereto shall immediately revert to the United States, and in addition, all improvements made by the State of Virginia during its occupancy shall vest in the United States without payment of compensation therefor. Conditions.

SEC. 5. The conveyance of the property authorized by this Act shall be upon the further provision that whenever the Congress of the United States declares a state of war or other national emergency, or the President declares a state of emergency, and upon the determination by the Secretary of Defense that the property conveyed under this Act is useful or necessary for military, air, or naval purposes, or in the interest of national defense, the United States shall have the right, without obligation to make payment of any kind, to reenter upon the property and use the same or any part thereof, including any and all improvements made thereon by the State of Virginia, for the duration of such state of war or of such emergency. Upon the termination of such state of war or such emergency plus six months, such property shall revert to the State of Virginia, together with all appurtenances and utilities belonging or appertaining thereto. National emer-
gency.

SEC. 6. In executing the deed of conveyance authorized by this Act, the Secretary of the Army or his designee shall include specific provisions covering the reservations and conditions contained in sections 2, 3, 4, and 5 of this Act.

SEC. 7. The cost of any surveys necessary as an incident to the conveyance authorized herein shall be borne by the State of Virginia. Survey costs.

Approved July 14, 1956.

Public Law 720

CHAPTER 606

AN ACT

July 14, 1956
[H. R. 9768]

Relating to general obligation bonds of the Territory of Hawaii amending Public Laws 640 and 643 of the Eighty-third Congress (68 Stat. 782, ch. 889 and 68 Stat. 785, ch. 892), and ratifying certain provisions of Act 273, Session Laws of Hawaii, 1955, which authorize issuance of public improvement bonds for schools in the city and county of Honolulu and the county of Hawaii.

Hawaii.
School bonds;
debt limitation.
48 USC 562n.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Public Law 640 of the Eighty-third Congress, approved August 24, 1954 (68 Stat. 782, ch. 889), is hereby amended by deleting the proviso from the first sentence thereof and inserting in lieu thereof the following: "*Provided, however, That the total indebtedness of such Territory shall not exceed \$95,000,000 or the amount of total indebtedness authorized by the Hawaiian Organic Act, whichever is the higher.*"

31 Stat. 141.
48 USC 491note.

48 USC 562o.

SEC. 2. Section 2 of Public Law 643 of the Eighty-third Congress, approved August 24, 1954 (68 Stat. 785, ch. 892) is hereby amended to read as follows:

48 USC 491note.

"SEC. 2. During the years 1954 to 1959, inclusive, the Territory of Hawaii is authorized to issue, any provision of the Hawaiian Organic Act or any other Act of Congress to the contrary notwithstanding, public improvement bonds in such amounts as will not cause the total indebtedness of such Territory to exceed \$95,000,000 or the amount of total indebtedness authorized by the Hawaiian Organic Act, whichever is the higher.

"In applying the Territory's debt limitation, whether prescribed by this or other specific Act of Congress or by the Hawaiian Organic Act, the computation of the amount to which the total indebtedness of the Territory may be extended at any time shall include all general obligation bonds, whether for public improvements or for other purposes for which general obligation bonds are or may be authorized to be issued by the Congress: *Provided, That during the year 1960 and thereafter if the Territory's debt limitation prescribed by the Hawaiian Organic Act shall be less than \$95,000,000 there shall be added to the Territory's debt limitation so prescribed by the Hawaiian Organic Act such amount as represents the outstanding indebtedness incurred for the purposes authorized by Public Law 640, Eighty-third Congress, as amended, but such addition shall not cause the total indebtedness of the Territory to exceed \$95,000,000.*

48 USC 562n.

48 USC 562n.

"Nothing herein shall be deemed to preclude the issuance of bonds after 1959 under Public Law 640 of the Eighty-third Congress, as amended, in accordance with the authorization therein set forth."

48 USC 562o.

SEC. 3. Section 5, subsections (a) to (e), inclusive, and section 6 subsections (a) to (e), inclusive, of Act 273 of the Session Laws of Hawaii, 1955, being an Act relating to public improvements and for other purposes, are hereby ratified and confirmed, subject to the provisions of section 2 of Public Law 643, Eighty-third Congress, as amended. The bonds so authorized, when issued in accordance with the provisions of section 2 of Public Law 643, Eighty-third Congress, as amended, shall be valid notwithstanding any other provision of law as to debt limitations.

Serial bonds; ma-
turity.

All bonds issued pursuant to this section shall be serial bonds payable in substantially equal annual installments, with the first such installment maturing not later than five years from the date of issue and the last such installment maturing not later than thirty years from such date.

Such bonds may be issued without the approval of the President of the United States.

Approved July 14, 1956.

Public Law 721

CHAPTER 607

AN ACT

July 14, 1956
[H. R. 9974]

To amend section 1 of the Act entitled "An Act to authorize the cutting of timber, the manufacture and sale of lumber, and the preservation of the forests on the Menominee Indian Reservation in the State of Wisconsin", approved March 28, 1908, as amended.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 of the Act entitled "An Act to authorize the cutting of timber, the manufacture and sale of lumber, and the preservation of the forests on the Menominee Indian Reservation in the State of Wisconsin", as amended, be, and hereby is amended by deleting the words "*Provided*, That not more than twenty million feet of timber shall be cut in any one year" and inserting in lieu thereof the following: "*Provided*, That not more than twenty million feet of saw logs, veneer logs and comparable timber and not more than two million board feet of poles, posts, bolts, pulpwood and other miscellaneous forest products shall be cut in any one year".

Approved July 14, 1956.

Menominee Indian Reservation.
Lumber.

35 Stat. 51.

Public Law 722

CHAPTER 608

AN ACT

July 14, 1956
[H. R. 11926]

To amend the Atomic Energy Act of 1954, to permit the negotiation of commercial leases at atomic energy communities, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 161 e. of the Atomic Energy Act of 1954, as amended, is amended by striking therefrom the words "section 174;" and substituting in lieu thereof the words: "section 174: *Provided, however*, That in the communities owned by the Commission, the Commission is authorized to grant privileges, leases and permits upon adjusted terms which are fair and reasonable to responsible persons to operate commercial businesses without advertising and without advertising and without securing competitive bids, but taking into consideration, in addition to the price, and among other things (1) the quality and type of services required by the residents of the community, (2) the experience of each concession applicant in the community and its surrounding area, (3) the ability of the concession applicant to meet the needs of the community, and (4) the contribution the concession applicant has made or will make to the other activities and general welfare of the community;"

Approved July 14, 1956.

Atomic Energy Commission.
Commercial leases.
68 Stat. 949.
42 USC 2201.

Public Law 723

CHAPTER 624

AN ACT

July 16, 1956
[H. R. 8636]

To continue until the close of June 30, 1957, the suspension of duties and import taxes on metal scrap, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first sentence of section 2 of the Act of September 30, 1950 (Public Law 869, Eighty-first Congress), is hereby amended by striking out "June 30, 1956" and inserting in lieu thereof "June 30, 1957": *Provided*, That this Act shall not apply to lead scrap, lead alloy scrap, antimonial

Metal scrap.

69 Stat. 87.
19 USC 1001,
par. 301 note.

lead scrap, scrap battery lead or plates, zinc scrap, or zinc alloy scrap, or to any form of tungsten scrap, tungsten carbide scrap, or tungsten alloy scrap; or to articles of lead, lead alloy, antimonial lead, zinc, or zinc alloy, or to articles of tungsten, tungsten carbide, or tungsten alloy, imported for remanufacture by melting.

Copper scrap.
65 Stat. 44.

Ores of gold,
silver, etc.
46 Stat. 680.

Book bindings
and covers.
68 Stat. 914,
19 USC 1201,
par. 1631.
Distilled spirits.
64 Stat. 8, 7.
26 USC 5011.

SEC. 2. The amendment made by the first section of this Act shall not be construed to affect in any way the application of Public Law 38, Eighty-second Congress, to copper scrap.

SEC. 3. Paragraph 1734 of the Tariff Act of 1930, as amended (U. S. Code, title 19, sec. 1201, par. 1734), is hereby amended to read as follows:

"PAR. 1734. Ores of gold, silver, or nickel; nickel-containing material in powder, slurry, or any other form, derived from ore by chemical, physical, or any other means, and requiring further processing for the recovery therefrom of nickel or other metals; nickel matte; nickel oxide; ores of the platinum metals; sweepings of gold and silver."

SEC. 4. Subsection (b) of section 2 (relating to the free importation of book bindings or covers) of the Act of August 28, 1954 (Public Law 694, Eighty-third Congress), is amended by striking out "September 1, 1956" and inserting in lieu thereof "September 1, 1958".

SEC. 5. Notwithstanding the provisions of section 4 of the Act of February 21, 1950 (64 Stat. 6), the provisions of section 2901 of the Internal Revenue Code of 1939 as amended by such Act shall be applicable to distilled spirits which were lost by theft from customs bonded warehouse after January 1, 1945, and with respect to which taxes have not been assessed under a liquidation which has become final on or before the date of enactment of this Act, if a conviction on account of such theft has been obtained in a court of competent jurisdiction.

Approved July 16, 1956.

Public Law 724

CHAPTER 625

July 16, 1956
[H. R. 8228]

AN ACT

To suspend for two years the duty on crude bauxite and on calcined bauxite.

Bauxite.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That effective with respect to articles entered, or withdrawn from warehouse, for consumption during the two-year period beginning July 16, 1956, no duty shall be imposed upon bauxite, crude, not refined or otherwise advanced in condition in any manner, or upon calcined bauxite.

Approved July 16, 1956.

Public Law 725

CHAPTER 626

July 16, 1956
[H. R. 10269]

AN ACT

To provide for the temporary suspension of the duty on certain alumina.

Alumina.

46 Stat. 590.
19 USC 1654.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That no duty shall be levied, collected, or payable under the Tariff Act of 1930, as amended, with respect to alumina, when imported for use in producing aluminum, under such regulations as the Secretary of the Treasury shall prescribe.

Effective date.

SEC. 2 This Act shall be effective as to alumina entered, or withdrawn from warehouse, for consumption during the two-year period beginning on the day following the date of the enactment of this Act.

Approved July 16, 1956.

Public Law 726

CHAPTER 627

AN ACT

To amend further the Mutual Security Act of 1954, as amended, and for other purposes.

July 18, 1956
[H. R. 11356]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Mutual Security Act of 1956".

Mutual Security
Act of 1956.

SEC. 2. The Mutual Security Act of 1954, as amended, is further amended by redesignating section 549, a statement of Congressional policy, as section 2, by inserting it immediately after the first section of the Act and before title I, and by amending it to read as follows:

69 Stat. 289.
22 USC 1811a.

"SEC. 2. STATEMENT OF POLICY.—(a) The Congress of the United States recognizing that the peace of the world and the security of the United States are endangered as long as international communism and the nations it controls continue by threat of military action, use of economic pressure, internal subversion, or other means to attempt to bring under their domination peoples now free and independent and continue to deny the rights of freedom and self-government to peoples and nations once free but now subject to such domination, declares it to be the policy of the United States to continue as long as such danger to the peace of the world and to the security of the United States persists to make available to free nations and peoples upon request assistance of such nature and in such amounts as the United States deems advisable compatible with its own stability, strength, and other obligations, and as may be needed and effectively used by such free nations and peoples to help them maintain their freedom.

Congressional
policy.

"(b) It is the sense of the Congress that inasmuch as—

"(1) the United States, through mutual security programs, has made substantial contributions to the economic recovery and rehabilitation of the nations of Western Europe;

"(2) due in part to those programs, it has been possible for such nations to achieve complete economic recovery and to regain their military strength; and

"(3) certain other friendly nations of the world remain in need of assistance in order that they may defend themselves against aggression and contribute to the security of the free world, those nations that have been assisted in their recovery should, in the future, share with the United States to a greater extent the financial burden of providing aid to those countries which are still in need of assistance of the type provided under this Act.

"(c) It is the sense of the Congress that assistance under this Act shall be administered so as to assist other peoples in their efforts to achieve self-government or independence under circumstances which will enable them to assume an equal station among the free nations of the world and to fulfill their responsibilities for self-government or independence."

SEC. 3. Title I, chapter 1, of the Mutual Security Act of 1954, as amended, which relates to military assistance, is further amended as follows:

Military assist-
ance.

(a) In section 103 (a), which relates to authorizations, add the following new paragraph:

68 Stat. 833; 69
Stat. 283.
22 USC 1813.

"(3) In addition, there is hereby authorized to be appropriated to the President to carry out the purposes of this chapter not to exceed \$2,225,000,000, which shall remain available until expended."

(b) In section 105 strike out subsections (c) and (d), and strike out the reference to subsection (d) in section 513.

68 Stat. 834; 69
Stat. 284.
22 USC 1813,
1765.

Defense support.

69 Stat. 284,
22 USC 1841.

SEC. 4. Title I, chapter 3, of the Mutual Security Act of 1954, as amended, which relates to defense support, is further amended by substituting a semicolon for the period after "Asia" in subsection (c) of section 131 and inserting thereafter the following:

"and for the fiscal year 1957 not to exceed—

"(1) \$71,200,000 for Europe (excluding Greece and Turkey);

"(2) \$170,000,000 for the Near East (including Greece and Turkey) and Africa;

"(3) \$882,000,000 for Asia; and

"(4) \$52,000,000 for Latin America.

22 USC 1851,
1852.

62 Stat. 1681.

"Funds made available under paragraph (4) may be used to furnish assistance designed to sustain and increase military effort or political or economic stability, and may be used without regard to the requirements of sections 141 and 142 in the case of any nation which is a party to the Inter-American Treaty of Reciprocal Assistance and which has adhered to the resolution of 1954 entitled 'Declaration of Solidarity for the Preservation of the Political Integrity of the American States against the Intervention of International Communism'. Of the funds made available under paragraph (4), the sum of \$15,000,000 shall remain available until expended, notwithstanding any other provision of this subsection, and in the utilization of such sum preference shall be given to (A) projects or programs that will clearly contribute to promoting health, education, and sanitation in the area as a whole or among a group or groups of countries of the area, (B) joint health, education, and sanitation assistance programs undertaken by members of the Organization of American States, and (C) such land resettlement programs as will contribute to the resettlement of foreign and native migrants in the area as a whole, or in any country of the area, for the purpose of advancing economic development and agricultural and industrial productivity: *Provided*, That assistance under this sentence shall emphasize loans rather than grants wherever possible, and not less than 75 per centum of the funds made available for assistance under this sentence shall be available only for furnishing assistance on terms of repayment in accordance with the provisions of section 505."

Mutual defense
assistance.
22 USC 1851,
1852.

SEC. 5. Title I, chapter 4, of the Mutual Security Act of 1954, as amended, which contains general provisions relating to mutual defense assistance, is amended by adding at the end thereof the following new section:

"SEC. 143. Notwithstanding any other provision of law, no assistance under this title or any other title of this Act, or under any provision of law repealed by section 542 (a) of this Act, shall be furnished to Yugoslavia after the expiration of ninety days following the date of the enactment of this section, unless the President finds and so reports to the Congress, with his reasons therefor, (1) that there has been no change in the Yugoslavian policies on the basis of which assistance under this Act has been furnished to Yugoslavia in the past, and that Yugoslavia is independent of control by the Soviet Union, (2) that Yugoslavia is not participating in any policy or program for the Communist conquest of the world, and (3) that it is in the interest of the national security of the United States to continue the furnishing of assistance to Yugoslavia under this Act."

Development as-
sistance.

22 USC 1871,
1872.

22 USC 1871,
1938.

SEC. 6. Title II of the Mutual Security Act of 1954, as amended, which relates to development assistance, is amended by striking out sections 201 and 202 and substituting the following new section:

"SEC. 201. AUTHORIZATION.—(a) In addition to the funds heretofore appropriated pursuant to the provisions of sections 201 and 418 of this Act as in effect prior to the enactment of the Mutual Security Act of 1956, which funds shall remain available for their original purposes in accordance with the provisions of law originally applicable

thereto, there is hereby authorized to be appropriated to the President not to exceed \$293,000,000, to remain available until June 30, 1960, for assistance designed to promote the economic development of free Asia, the Middle East, and Africa, based on self-help and mutual cooperation of friendly nations, and to maintain economic and political stability in these areas.

“(b) The President is authorized to utilize the funds hereafter made available for purposes of this title to accomplish in these areas policies and purposes declared in this Act, and to disburse them on such terms and conditions, including transfer of funds, as he may specify: *Provided*, That eighty per centum of such assistance shall only be available on terms of repayment, except (1) when such funds are used to finance sales of surplus agricultural commodities under section 402, or (2) when granted for the purpose of a regional project involving two or more beneficiary nations: *And provided further*, That not more than 25 per centum of any funds hereafter made available for purposes of this title shall be used in furnishing bilateral assistance to any one nation.

22 USC 1922.

“(c) Funds made available under this title may be used for expenses (other than those provided for under section 411 (c) of this Act) to assist in carrying out functions under the Agricultural Trade Development and Assistance Act of 1954, as amended (7 U. S. C. 1691 and the following), delegated or assigned to any agency or officer administering nonmilitary assistance.”

22 USC 1931.

68 Stat. 454.

SEC. 7. Title III of the Mutual Security Act of 1954, as amended, which relates to technical cooperation, is further amended as follows:

Technical coop-
eration.

(a) In section 304 (b), which relates to authorization, after “\$146,500,000”, insert “, and for the fiscal year 1957 not to exceed \$140,500,000.”

69 Stat. 285.
22 USC 1894.

(b) In section 306, which relates to multilateral technical cooperation:

69 Stat. 285.
22 USC 1896.

(1) In subsection (a), which relates to contributions to the United Nations Expanded Program of Technical Assistance, strike out all following “1956” and substitute “, and \$15,500,000 for the fiscal year 1957, for such contributions;”.

(2) In subsection (b), which relates to contributions to the technical cooperation programs of the Organization of American States, strike out all following “1956” and substitute “, and \$1,500,000 for the fiscal year 1957, for such contributions.”

(c) In section 307, which relates to advances, grants, and contracts, strike out all following “Congress,” in the last sentence thereof and substitute “extend at any time for not more than three years.”

68 Stat. 842.
22 USC 1897.

SEC. 8. Title IV of the Mutual Security Act of 1954, as amended, which relates to other programs, is further amended as follows:

Other programs.

(a) Amend section 401, which relates to special fund, as follows:

68 Stat. 843; 69
Stat. 286.
22 USC 1921.

(1) In the first sentence of subsection (a), strike out “\$50,000,000” and substitute “\$150,000,000”; and in the last sentence of such subsection strike out “\$20,000,000” and substitute “\$30,000,000”.

(2) In the second sentence of subsection (a), strike out the words “and Austria”.

(3) In subsection (b), after “\$100,000,000”, insert “, and for the fiscal year 1957 not to exceed \$100,000,000.”

(4) Add to section 401 the following new subsection:

“(c) It is the purpose of this Act to advance the cause of freedom. The Congress joins with the President of the United States in proclaiming the hope that the peoples who have been subjected to the captivity of Communist despotism shall again enjoy the right of self-determination within a framework which will sustain the peace; that they shall again have the right to choose the form of government under which

Purpose.
Use of funds.

they will live, and that sovereign rights of self-government shall be restored to them all in accordance with the pledge of the Atlantic Charter. Funds available under this section may be used for programs of information, relief, exchange of persons, education, and resettlement, to encourage the hopes and aspirations of peoples who have been enslaved by communism."

69 Stat. 286,
22 USC 1922.

(b) In section 402, which relates to earmarking of funds, after "\$300,000,000", insert ", and of the funds so authorized for the fiscal year 1957 not less than \$250,000,000,".

69 Stat. 286,
22 USC 1923.

(c) In section 403 (b), which relates to special assistance in joint control areas, after "\$21,000,000", insert ", and for the fiscal year 1957 not to exceed \$12,200,000,".

69 Stat. 286,
22 USC 1925.

(d) Amend section 405, which relates to migrants, refugees, and escapees, as follows:

(1) In subsection (c), after "\$1,400,000", insert ", and for the fiscal year 1957 not to exceed \$2,300,000,".

(2) In subsection (d), after "\$6,000,000", insert ", and for the fiscal year 1957 not to exceed \$7,000,000,".

69 Stat. 286,
22 USC 1926.

(e) In section 406 (b), which relates to children's welfare, after "\$14,500,000", insert ", and for the fiscal year 1957 not to exceed \$10,000,000,".

69 Stat. 286,
22 USC 1927.

(f) In section 407 (b), which relates to Palestine refugees in the Near East, strike out "for the fiscal year 1956".

69 Stat. 286,
22 USC 1929.

(g) Amend section 409, which relates to ocean freight charges, by inserting in subsection (c), after "\$2,000,000" in the last sentence thereof, the phrase ", and for the fiscal year 1957 not to exceed \$3,000,000,".

69 Stat. 287,
22 USC 1930.

(h) In section 410, which relates to Control Act expenses, after "\$1,175,000," in the first sentence thereof, insert "and for the fiscal year 1957 not to exceed \$1,175,000,".

69 Stat. 287,
22 USC 1931.

(i) Amend section 411, which relates to administrative and other expenses, as follows:

(1) In subsection (b), strike out all that follows "\$35,225,000," and insert "and for the fiscal year 1957 not to exceed \$35,250,000, for necessary administrative expenses incident to carrying out the provisions of this Act (other than chapter 1 of title I and section 124).".

(2) Redesignate subsection "(c)" as subsection "(e)", and insert after subsection (b) the following new subsections:

Transfer of funds.

"(c) Not to exceed \$1,500,000 of funds made available under title II may be transferred in the fiscal year 1957 for necessary administrative expenses not otherwise provided for incident to carrying out functions under the Agricultural Trade Development and Assistance Act of 1954, as amended (7 U. S. C. 1691 and the following), delegated or assigned to any agency or officer administering nonmilitary assistance, and the amounts so transferred shall be consolidated with funds made available pursuant to this section for said fiscal year.

68 Stat. 454.

Administrative
expenses, Dept. of
State.

"(d) There are authorized to be appropriated to the Department of State such amounts, not to exceed \$7,000,000 in any fiscal year, as may be necessary from time to time for administrative expenses which are incurred for normal functions of the Department which relate to functions under this Act."

68 Stat. 847,
22 USC 1933.

(j) In section 413 (b) (2), after "to encourage and facilitate the flow of private investment to", insert ", and its equitable treatment in,".

(k) Amend section 413 (b) (4) as follows:

(1) After "may make", insert ", through the agency primarily responsible for administering nonmilitary assistance under this Act,".

(2) Substitute "June 30, 1967" for "June 30, 1957".

(3) In subparagraph (B) (ii), before the semicolon at the end thereof, insert "or by reason of war".

(4) Amend subparagraph (F) to read as follows:

“(F) the President is authorized to issue guaranties up to a total face value of \$500,000,000 exclusive of informational media guaranties heretofore and hereafter issued pursuant to section 1011 of the Act of January 27, 1948, as amended (22 U. S. C. 1442), and section 111 (b) (3) of the Economic Cooperation Act of 1948, as amended (22 U. S. C. 1509 (b) (3)): *Provided*, That any funds allocated to a guaranty and remaining after all liability of the United States assumed in connection therewith has been released, discharged, or otherwise terminated, and funds realized after June 30, 1955, from the sale of currencies or other assets acquired pursuant to subparagraph (C), shall be available for allocation to other guaranties, and the foregoing limitation shall be increased to the extent that such funds become available. Any payments made to discharge liabilities under guaranties issued under this paragraph shall be paid out of fees collected under subparagraph (E) as long as such fees are available, and thereafter shall be paid out of funds realized from the sale of currencies or other assets acquired pursuant to subparagraph (C) and notes which have been issued under authority of paragraph 111 (c) (2) of the Economic Cooperation Act of 1948, as amended, and authorized to be issued under this paragraph by the Director of the International Cooperation Administration, when necessary to discharge liabilities under any such guaranty: *Provided*, That all guaranties issued after June 30, 1956, pursuant to this paragraph shall be considered for the purposes of sections 3679 (31 U. S. C. 665) and 3732 (41 U. S. C. 11) of the Revised Statutes, as amended, as obligations only to the extent of the probable ultimate net cost to the United States of such guaranties; and the President shall, in the submission to the Congress of the reports required by section 534 of this Act, include information on the operation of this paragraph: *Provided further*, That at all times funds shall be allocated to all outstanding guaranties issued prior to July 1, 1956, exclusive of informational media guaranties issued pursuant to section 1011 of the Act of January 27, 1948, as amended (22 U. S. C. 1442), and section 111 (b) (3) of the Economic Cooperation Act of 1948, as amended, equal to the sum of the face value of said guaranties. For the purpose of this paragraph the Director of the International Cooperation Administration is authorized to issue notes (in addition to the notes heretofore issued pursuant to paragraph 111 (c) (2) of the Economic Cooperation Act of 1948, as amended) in an amount not to exceed \$37,500,000, and on the same terms and conditions applicable to notes issued pursuant to said paragraph 111 (c) (2);”.

Informational
media guaranties.

Post, p. 563.
62 Stat. 144; 68
Stat. 861.

68 Stat. 860; 69
Stat. 289.
22 USC 1794.

62 Stat. 146.

(1) Amend section 415, which relates to assistance to international organization, as follows:

(1) Change “ORGANIZATION” in the title to “ORGANIZATIONS”.

(2) After “the North Atlantic Treaty Organization”, insert “and the Organization for European Economic Cooperation”.

(m) Repeal section 418, which relates to President’s Fund for Asian Economic Development.

(n) Add the following new section:

“SEC. 421. FOOD AND AGRICULTURE ORGANIZATION.—Public Law 174, Seventy-ninth Congress, as amended by section 1 (b) of Public Law 806, Eighty-first Congress, is hereby further amended by striking out the figure ‘\$2,000,000’ in section 2 thereof and inserting in lieu thereof the figure ‘\$3,000,000’, and by inserting before the period at the end of such section a colon and the following: ‘*Provided*, That the

International
organizations.
68 Stat. 849.
22 USC 1935.

Repeal.
69 Stat. 287.
22 USC 1938.

59 Stat. 529; 64
Stat. 902.
22 USC 279a.

General provisions.

percentage contribution of the United States to the total annual budget of the Organization shall not exceed 31.5 per centum.”

SEC. 9. Title V, chapter 1, of the Mutual Security Act of 1954, as amended, which relates to general provisions, is further amended as follows:

68 Stat. 849.
22 USC 1753.

(a) In section 501, which relates to transferability of funds, strike out the last three sentences.

22 USC 1754.

(b) In section 502 (b), which relates to use of foreign currencies by committees of Congress, strike out “Joint Committee on the Economic Report” and insert “Joint Economic Committee and the Select Committees on Small Business of the Senate and House of Representatives.”

22 USC 1759.

(c) Amend section 507, which relates to availability of funds, to read as follows:

“SEC. 507. AVAILABILITY OF FUNDS.—Except as otherwise provided in this Act, funds shall be available to carry out the provisions of this Act (other than sections 414 and 416) as authorized and appropriated to the President each fiscal year.”

22 USC 1761.

(d) In section 509, which relates to shipping on United States vessels, after “this Act” in the last sentence thereof, insert “or the Agricultural Trade Development and Assistance Act of 1954, as amended (7 U. S. C. 1691 and the following).”

68 Stat. 454.

(e) Add the following new section:

“SEC. 515. AUTHORIZATION FOR GRANT OF CONTRACT AUTHORITY.—Provisions in this Act authorizing the appropriation of funds shall be construed to authorize the granting in any appropriation Act of authority to enter into contracts, within the amounts so authorized to be appropriated, creating obligations in advance of appropriations.”

Organization and administration.

SEC. 10. Title V, chapter 2, of the Mutual Security Act of 1954, as amended, which relates to organization and administration, is further amended as follows:

68 Stat. 855.
22 USC 1781.

(a) In section 521, which relates to delegation of authority by the President, after “subsection (b)” in subsection (a), insert “and section 413 (b) (4)”.

22 USC 1782.

(b) Amend section 522, which relates to allocation and reimbursement among agencies, as follows:

GSA.

(1) Add the following at the end of subsection (b): “The Administrator of General Services is authorized to maintain in a separate consolidated account, which shall be free from fiscal year limitations, payments received by the General Services Administration for administrative surcharges in connection with procurement services performed by the General Services Administration in furtherance of the purposes of this Act. Such payments shall be in amounts mutually acceptable to the General Services Administration and the United States Government agency which finances the procurement, and these amounts shall be available for administrative expenses incurred by the General Services Administration in performing such procurement services.”

(2) Add the following new subsection:

“(f) Any appropriation made to carry out the provisions of this Act may initially be charged, within the limits of available funds, to finance expenses for which funds are available in other appropriations made under this Act: *Provided*, That as of the end of the same fiscal year such expenses shall be finally charged to applicable appropriations with proper credit to the appropriations initially utilized for financing purposes.”

69 Stat. 289.
22 USC 1790.

(c) In section 530, which relates to experts and consultants or organizations thereof, insert before the period at the end of subsection (a)

the following: “: *Provided*, That contracts for such employment with such organizations may be renewed annually”.

(d) In section 532, which relates to exemption of personnel from certain Federal laws, add the following at the end of subsection (a): “Contracts for the employment of retired military personnel with specialized research and development experience, not to exceed ten in number, as experts or consultants under section 530 (a), may be renewed annually, notwithstanding section 15 of the Act of August 2, 1946 (5 U. S. C. 55a).”

68 Stat. 859.
22 USC 1792.

(e) Amend section 535, which relates to cooperation with international organizations, as follows:

60 Stat. 810.
22 USC 1795.

(1) Insert “NATIONS AND” after “WITH” in the title.

(2) Amend subsection (b) to read as follows:

“(b) Whenever the President determines it to be in furtherance of the purposes and within the limitations of this Act, United States Government agencies, on request of international organizations, are authorized to furnish supplies, materials, and services, and on request of nations, are authorized to furnish nonmilitary supplies, materials, and services, to such organizations and nations on an advance of funds or reimbursement basis. Such advances, or reimbursements which are received under this subsection within one hundred and eighty days after the close of the fiscal year in which such supplies, materials, and services are delivered, may be credited to the current applicable appropriation or fund of the agency concerned and shall be available for the purposes for which such appropriations and funds are authorized to be used.”

Advances and
reimbursements.

(f) Add the following new section:

“SEC. 537. PROVISIONS ON USES OF FUNDS.—

“(a) Appropriations for the purposes of this Act (except for chapter 1 of title I and section 124), allocations to any United States Government agency, from other appropriations, for functions directly related to the purposes of this Act, and funds made available for other purposes to any agency administering nonmilitary assistance, shall be available for:

Ante, p. 555.
69 Stat. 284.
22 USC 1834.

“(1) rents in the District of Columbia for the fiscal year 1957;

“(2) expenses of attendance at meetings concerned with the purposes of such appropriations, including (notwithstanding the provisions of section 9 of the Act of March 4, 1909 (31 U. S. C. 673)) expenses in connection with meetings of persons whose employment is authorized by section 530 of this Act;

35 Stat. 1027.
Ante, p. 560.

“(3) employment of aliens, by contract, for services abroad;

“(4) purchase, maintenance, operation, and hire of aircraft: *Provided*, That aircraft for administrative purposes may be purchased only as specifically provided for in an appropriation or other Act;

“(5) purchase and hire of passenger motor vehicles: *Provided*, That, except as may otherwise be provided in an appropriation or other Act, passenger motor vehicles abroad for administrative purposes may be purchased for replacement only and such vehicles may be exchanged or sold and replaced by an equal number of such vehicles and the cost, including exchange allowance, of each such replacement shall not exceed \$3,300 in the case of an automobile for the chief of any special mission or staff abroad established under section 526 of this Act: *Provided further*, That passenger motor vehicles may be purchased for use in the continental United States only as may be specifically provided in an appropriation or other Act;

68 Stat. 587; 69
Stat. 289.
22 USC 1786.

“(6) entertainment within the United States (not to exceed \$15,000 in any fiscal year except as may otherwise be provided in an appropriation or other Act);

"(7) exchange of funds without regard to section 3651 of the Revised Statutes (31 U. S. C. 543), and loss by exchange;

"(8) expenditures (not to exceed \$50,000 in any fiscal year except as may otherwise be provided in an appropriation or other Act) of a confidential character other than entertainment: *Provided*, That a certificate of the amount of each such expenditure, the nature of which it is considered inadvisable to specify, shall be made by an officer administering nonmilitary assistance, or such person as he may designate, and every such certificate shall be deemed a sufficient voucher for the amount therein specified;

"(9) insurance of official motor vehicles in foreign countries;

47 Stat. 412.

"(10) rental of quarters outside the continental limits of the United States to house employees of the United States Government (without regard to section 322 of the Act of June 30, 1932, as amended (40 U. S. C. 278a)), lease, necessary repairs and alterations to quarters;

"(11) actual expenses of preparing and transporting to their former homes in the United States or elsewhere, and of care and disposition of, the remains of persons or members of the families of persons who may die while such persons are away from their homes participating in activities carried out with funds covered by this subsection (a);

"(12) purchase of uniforms;

"(13) payment of per diem in lieu of subsistence to foreign participants engaged in any program of furnishing technical information and assistance, while such participants are away from their homes in countries other than the continental United States, at rates not in excess of those prescribed by the Standardized Government Travel Regulations, notwithstanding any other provision of law;

60 Stat. 999.

"(14) expenses authorized by the Foreign Service Act of 1946, as amended (22 U. S. C. 801 and the following), not otherwise provided for;

"(15) ice and drinking water for use abroad;

62 Stat. 47.

"(16) services of commissioned officers of the Public Health Service and of the Coast and Geodetic Survey, and for the purposes of providing such services the Public Health Service may appoint not to exceed twenty officers in the regular corps to grades above that of senior assistant, but not above that of director, as otherwise authorized in accordance with section 711 of the Act of July 1, 1944, as amended (42 U. S. C. 211a), and the Coast and Geodetic Survey may appoint for such purposes not to exceed twenty commissioned officers in addition to those otherwise authorized;

"(17) expenses in connection with travel of personnel outside the continental United States, including travel expenses of dependents (including expenses during necessary stopovers while engaged in such travel) and transportation of personal effects, household goods, and automobiles of such personnel when any part of such travel or transportation begins in one fiscal year pursuant to travel orders issued in that fiscal year, notwithstanding the fact that such travel or transportation may not be completed during that same fiscal year, and cost of transporting to and from a place of storage, and the cost of storing, the furniture and household and personal effects of any employee (i) for not to exceed three months after first arrival at a new post, (ii) when an employee is assigned to a post to which he cannot take, or at which he is unable to use, his furniture and household and personal effects, or (iii) when such storage would avoid the cost

of transporting such furniture and effects from one location to another, under such regulations as an officer administering non-military assistance, or such person as he may designate, may prescribe.

“(18) payment of unusual expenses incident to the operation and maintenance of official residences for chiefs of special missions or staffs serving in accordance with section 526 of this Act.

68 Stat. 587; 69 Stat. 289.
22 USC 1786.

“(b) United States Government agencies are authorized to pay the costs of health and accident insurance for foreign participants in any exchange-of-persons program or any program of furnishing technical information and assistance administered by any such agency while such participants are en route or absent from their homes for purposes of participation in any such program.

“(c) Not to exceed \$12,000,000 of the funds available in the fiscal year 1957 for assistance in Korea under this Act may be used by the President to construct or otherwise acquire essential living quarters, office space, and supporting facilities in Korea for use by personnel carrying out activities under this Act.”

SEC. 11. Title V, chapter 3, of the Mutual Security Act of 1954, as amended, which relates to repeal and miscellaneous provisions, is further amended as follows:

(a) Amend section 544, which relates to amendments to other laws, by adding the following new subsections:

22 USC 1442,
281b, 281b-1.

“(c) In section 4 of the Act of May 26, 1949 (63 Stat. 111, 5 U. S. C. 151c), insert after the words ‘such functions’ the following: ‘, including if he shall so specify the authority successively to redelegate any of such functions.’

“(d) In the first sentence of section 32 (b) (2) of the Surplus Property Act of 1944, as amended (50 U. S. C. App. 1641 (b) (2)), after ‘any agency thereof’, insert ‘including amounts received in repayment of principal or interest on any loan made under section 505 (b) of the Mutual Security Act of 1954, as amended’.

58 Stat. 782.

68 Stat. 851,
22 USC 1757.

“(e) Section 933 of the Foreign Service Act of 1946, as amended (22 U. S. C. 1148), is hereby amended by inserting after ‘continental United States’ where it appears in both subsection (a) and subsection (b) of that section ‘, its Territories and possessions.’

60 Stat. 1028.

“(f) Section 1441 (c) of the Internal Revenue Code of 1954 is hereby amended by inserting after paragraph (5) the following new paragraph:

68A Stat. 358,
26 USC 1441.

“(6) PER DIEM OF CERTAIN ALIENS.—No deduction or withholding under subsection (a) shall be required in the case of amounts of per diem for subsistence paid by the United States Government (directly or by contract) to any nonresident alien individual who is engaged in any program of training in the United States under the Mutual Security Act of 1954, as amended.”

68 Stat. 832,
22 USC 1751
note.

“(g) Section 1011 of the United States Information and Educational Exchange Act of 1948, as amended (22 U. S. C. 1442), is amended by inserting ‘(a)’ before ‘The Director’, by deleting everything after the words ‘national interests of the United States’, by inserting a period at that point, and by inserting the following new subsections:

68 Stat. 862.

“(b) The Director is authorized to assume the obligation of not to exceed \$28,000,000 of the notes authorized to be issued pursuant to subsection 111 (c) (2) of the Economic Cooperation Act of 1948, as amended (22 U. S. C. 1509 (c) (2)), together with the interest accrued and unpaid thereon, and to obtain advances from time to time from the Secretary of the Treasury up to such amount, less amounts previously advanced on such notes, as provided for in said notes. Such advances shall be deposited in a special account in the Treasury available for payments under informational media guaranties.

62 Stat. 146.

Ante, p. 558.

“(c) The Director is authorized to make informational media guaranties without regard to the limitations of time contained in subsection 413 (b) (4) of the Mutual Security Act of 1954, as amended (22 U. S. C. 1933 (b) (4)), but the total of such guaranties outstanding at any one time shall not exceed the sum of the face amount of the notes assumed by the Director less the amounts previously advanced on such notes by the Secretary of the Treasury plus the amount of the funds in the special account referred to in subsection (b).

“(d) Foreign currencies available after June 30, 1955, from conversions made pursuant to the obligation of informational media guaranties may be sold, in accordance with Treasury Department regulations, for dollars which shall be deposited in the special account and shall be available for payments under new guaranties. Such currencies shall be available, as may be provided for by the Congress in appropriation Acts, for use for educational, scientific, and cultural purposes which are in the national interest of the United States, and for such other purposes of mutual interest as may be agreed to by the governments of the United States and the country from which the currencies derive.

68 Stat. 847.

“(e) Notwithstanding the provisions of subparagraph 413 (b) (4) (E) of the Mutual Security Act of 1954, as amended (22 U. S. C. 1933 (b) (4) (E)), (1) fees collected for the issuance of informational media guaranties shall be deposited in the special account and shall be available for payments under informational media guaranties; and (2) the Director may require the payment of a minimum charge of up to fifty dollars for issuance of guaranty contracts, or amendments thereto.

“(f) The Director is further authorized, under such terms as he may prescribe, to make advance payments under informational media guaranties: *Provided*, That currencies receivable from holders of such guaranties on account of such advance payments shall be paid to the United States within nine months from the date of the advance payment and that appropriate security to assure such payments is required before any advance payment is made.

62 Stat. 146.
22 USC 1509.

Ante, p. 558.

“(g) As soon as feasible after the enactment of this subsection, all assets, liabilities, income, expenses, and charges of whatever kind pertaining to informational media guaranties, including any charges against the authority to issue notes provided in section 111 (c) (2) of the Economic Cooperation Act of 1948, as amended, cumulative from the enactment of that Act, shall be accounted for separately from other guaranties issued pursuant to subsection 413 (b) of the Mutual Security Act of 1954, as amended (22 U. S. C. 1933 (b)): *Provided*, That there shall be transferred from the special account established pursuant to subsection (b), into the account available for payments under guaranties other than informational media guaranties, an amount equal to the total of the fees received for the issuance of guaranties other than informational media guaranties, and used to make payments under informational media guaranties.

68 Stat. 456.

“(h) Section 104 (h) of the Agricultural Trade Development and Assistance Act of 1954, as amended (Public Law 480, Eighty-third Congress; 7 U. S. C. 1704), is amended by adding at the end thereof the following: ‘In the allocation of funds as among the various purposes set forth in this section, a special effort shall be made to provide for the purposes of this subsection, including a particular effort with regard to: (1) countries where adequate funds are not available from other sources for such purposes, and (2) countries where agreements can be negotiated to establish a fund with the interest and principal available over a period of years for such purposes.’

“(i) Section 104 of the Agricultural Trade Development and Assistance Act of 1954 (Public Law 480, Eighty-third Congress; 7 U. S. C. 1704), as amended, is further amended by adding after paragraph (h) the following new paragraph:

68 Stat. 456.

“(i) for financing the translation, publication, and distribution of books and periodicals, including Government publications, abroad: *Provided*, That not more than \$5,000,000 may be allocated for this purpose during any fiscal year.’”

(b) Amend section 545, which relates to definitions, as follows:

Definitions,
68 Stat. 862,
22 USC 1751.

(1) Add at the end of subsection (h) the following: “Notwithstanding the foregoing provisions of this subsection (h) and for the purpose of establishing a more equitable pricing system for transactions between the military departments and the Mutual Defense Assistance Program, the Secretary of Defense shall prescribe at the earliest practicable date, through appropriate pricing regulations of uniform applicability, that the term ‘value’ (except in the case of excess equipment or materials) shall mean—

“(1) the price of equipment or materials obtaining for similar transactions between the Armed Forces of the United States; or

“(2) where there are no similar transactions within the meaning of paragraph (1), the gross cost to the United States adjusted as appropriate for condition and market value.”

(2) Add the following new subsections:

“(j) The term ‘agency administering nonmilitary assistance’ shall refer to any agency to which authorities and functions under chapter 3 of title I, title II, title III, or title IV of this Act are delegated or assigned pursuant to authority contained in sections 521 and 525 of this Act.

“(k) The term ‘officer administering nonmilitary assistance’ shall refer to any officer to whom authorities and functions under chapter 3 of title I, title II, title III, or title IV of this Act are delegated or assigned pursuant to authority contained in sections 521 and 525 of this Act.”

(c) In section 548, which relates to unexpended balances, strike out “heretofore”, substitute “1957” for “1956”, and strike out the colon and the remainder of the sentence following “Act” the second time it appears and insert a period.

69 Stat. 289.
22 USC 1767a.

(d) Add the following new section:

“SEC. 549. SPECIAL PROVISION ON AVAILABILITY OF FUNDS.—An amount equal to 25 per centum of the funds authorized to be appropriated for any fiscal year for purposes of chapter 3 of title I, title III, or section 403 of this Act is authorized to be continued available for three months beyond the end of the fiscal year for which appropriated.”

FOREIGN RESEARCH REACTOR PROJECTS

SEC. 12. (a) As one means of furthering peaceful uses of atomic energy on an international basis, there is hereby authorized to be appropriated to the President for the fiscal year 1957 not to exceed \$5,950,000 for use by the President, on such terms and conditions as he may specify, for research reactor projects undertaken or authorized by foreign governments which shall have entered into agreements for cooperation with the Government of the United States concerning the peaceful uses of atomic energy.

(b) Nothing in this section shall alter, amend, revoke, repeal, or otherwise affect the provisions of the Atomic Energy Act of 1954.

(c) The United States share of the cost of any reactor made available to another government or to other governments under this section shall not exceed \$350,000.

68 Stat. 919.
42 USC 2011
note.

Publicity.

(d) In carrying out the purposes of this section, the appropriate United States departments and agencies shall give full and continuous publicity through the press, radio, and all other available media, so as to inform the peoples of the participating countries regarding the assistance, including its purpose, source, and character, furnished by the United States. Such portions of the equipment furnished under this section as may be appropriately die-stamped as a product of the United States shall be so stamped.

Transfer of funds.

SEC. 13. It is the sense of Congress that not to exceed \$11,000,000 of the funds made available pursuant to the Mutual Security Act of 1954, as amended, for the fiscal year 1957 be transferred, in the discretion of the President, to the Department of State to carry out international educational exchange activities. Such amount is authorized to be transferred to and consolidated with funds made available to the Department of State for the fiscal year 1957 for the activities authorized by the United States Information and Educational Exchange Act of 1948, as amended (22 U. S. C. 1431-1479), and by section 32 (b) (2) of the Surplus Property Act of 1944, as amended (50 U. S. C., App. 1641 (b)). The amount transferred pursuant to this section shall be in addition to funds otherwise appropriated for such activities, and not to exceed \$500,000 of the amount so transferred may be used for administrative expenses.

Congressional policy.

SEC. 14. It is the sense of Congress that in the preparation of the mutual security program, the President should take fully into account the desirability of affirmatively promoting the economic development of underdeveloped countries, both as a means of effectively counteracting the increased political and economic emphasis of Soviet foreign policy and as a means of promoting fundamental American foreign policy objectives of political and economic self-determination and independence.

Approved July 18, 1956.

Public Law 727

CHAPTER 628

AN ACT

July 18, 1956
[H. R. 11000]

To provide for the striking of medals in commemoration of the one hundredth anniversary of the birth of the late Justice Louis Dembitz Brandeis.

Justice Brandeis.
One hundredth
anniversary medal.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in commemoration of the one hundredth anniversary of the birth of the late Justice Louis Dembitz Brandeis, the Secretary of the Treasury is authorized and directed to strike and furnish to the Brandeis University, Waltham, Massachusetts, three thousand medals with suitable emblems, devices, and inscriptions to be determined by the Secretary. The medals shall be considered to be national medals within the meaning of section 3551 of the Revised Statutes.

31 USC 368.
Cost.

SEC. 2. The Secretary of the Treasury shall cause such medals to be struck and furnished at not less than the estimated cost of manufacture, including labor, materials, dies, use of machinery, and overhead expenses; and security satisfactory to the Director of the Mint shall be furnished to indemnify the United States for the full payment of such cost.

Approved July 18, 1956.

Public Law 728

CHAPTER 629

AN ACT

To amend the Internal Revenue Code of 1954 and the Narcotic Drugs Import and Export Act to provide for a more effective control of narcotic drugs and marihuana, and for other related purposes.

July 18, 1956
[H. R. 11619]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Narcotic Control Act of 1956."

Narcotic Control
Act of 1956.

TITLE I—AMENDMENTS TO THE 1954 CODE, THE NARCOTIC DRUGS IMPORT AND EXPORT ACT, ETC.

SEC. 101. UNLAWFUL ACQUISITION, ETC., OF MARIHUANA.

Subsection (a) of section 4744 of the Internal Revenue Code of 1954 (unlawful acquisition of marihuana) is amended to read as follows:

68A Stat. 562.
26 USC 4744.

"(a) **PERSONS IN GENERAL.**—It shall be unlawful for any person who is a transferee required to pay the transfer tax imposed by section 4741 (a)—

26 USC 4741.

"(1) to acquire or otherwise obtain any marihuana without having paid such tax, or

"(2) to transport or conceal, or in any manner facilitate the transportation or concealment of, any marihuana so acquired or obtained.

Proof that any person shall have had in his possession any marihuana and shall have failed, after reasonable notice and demand by the Secretary or his delegate, to produce the order form required by section 4742 to be retained by him shall be presumptive evidence of guilt under this subsection and of liability for the tax imposed by section 4741 (a)."

26 USC 4742.

SEC. 102. UNLAWFUL TRANSPORTATION OF MARIHUANA.

Subsection (b) of section 4755 of the Internal Revenue Code of 1954 (unlawful transportation of marihuana) is amended to read as follows:

68A Stat. 565.
26 USC 4755.

"(b) **Transportation.**—Except as otherwise provided in this subsection, it shall be unlawful for any person to send, ship, carry, transport, or deliver any marihuana within any Territory, the District of Columbia, or any insular possession of the United States, or from any State, Territory, the District of Columbia, or any insular possession of the United States into any other State, Territory, the District of Columbia, or insular possession of the United States. Nothing contained in this subsection shall apply—

"(1) to any person who shall have registered and paid the special tax as required by sections 4751 to 4753, inclusive;

26 USC 4751-4753.

"(2) to any common carrier engaged in transporting marihuana;

"(3) to any employee acting within the scope of his employment for any person who shall have registered and paid the special tax as required by sections 4751 to 4753, inclusive, or to any contract carrier or other agent acting within the scope of his agency for such registered person;

"(4) to any person who shall deliver marihuana which has been prescribed or dispensed by a physician, dentist, veterinary surgeon, or other practitioner registered under section 4753 and employed to prescribe for the particular patient receiving such marihuana;

"(5) to any person carrying marihuana which has been obtained by the person from a registered dealer in pursuance of a written prescription referred to in section 4742 (b) (2), issued for legitimate medical uses by a physician, dentist, veterinary

26 USC 4742.

surgeon, or other practitioner registered under section 4753, if the bottle or other container in which such marihuana is carried bears the name and registry number of the druggist, serial number of prescription, name and address of the patient, and name, address, and registry number of the person issuing such prescription;

"(6) to any person carrying marihuana which has been obtained by the person as a patient from a registered physician, dentist, or other practitioner in the course of his professional practice if such marihuana is dispensed to the patient for legitimate medical purposes; or

"(7) to any United States, State, county, municipal, District, Territorial, or insular officer or official acting within the scope of his official duties."

SEC. 103. VIOLATIONS OF NARCOTIC DRUG AND MARIHUANA LAWS.

68A Stat. 860.
26 USC 7237.

Section 7237 of the Internal Revenue Code of 1954 (violations of laws relating to narcotic drugs and marihuana) is amended to read as follows:

"SEC. 7237. VIOLATION OF LAWS RELATING TO NARCOTIC DRUGS AND TO MARIHUANA.

68A Stat. 549,
560.
26 USC 4701-
4762.

"(a) WHERE NO SPECIFIC PENALTY IS OTHERWISE PROVIDED.—Whoever commits an offense, or conspires to commit an offense, described in part I or part II of subchapter A of chapter 39 for which no specific penalty is otherwise provided, shall be imprisoned not less than 2 or more than 10 years and, in addition, may be fined not more than \$20,000. For a second offense, the offender shall be imprisoned not less than 5 or more than 20 years and, in addition, may be fined not more than \$20,000. For a third or subsequent offense, the offender shall be imprisoned not less than 10 or more than 40 years and, in addition, may be fined not more than \$20,000.

26 USC 4705,
4742.

"(b) SALE OR OTHER TRANSFER WITHOUT WRITTEN ORDER.—Whoever commits an offense, or conspires to commit an offense, described in section 4705 (a) or section 4742 (a) shall be imprisoned not less than 5 or more than 20 years and, in addition, may be fined not more than \$20,000. For a second or subsequent offense, the offender shall be imprisoned not less than 10 or more than 40 years and, in addition, may be fined not more than \$20,000. If the offender attained the age of 18 before the offense and—

"(1) the offense consisted of the sale, barter, exchange, giving away, or transfer of any narcotic drug or marihuana to a person who had not attained the age of 18 at the time of such offense, or

"(2) the offense consisted of a conspiracy to commit an offense described in paragraph (1),

the offender shall be imprisoned not less than 10 or more than 40 years and, in addition, may be fined not more than \$20,000.

"(c) CONVICTION OF SECOND OR SUBSEQUENT OFFENSE.—

65 Stat. 767.
Post, p. 570.
55 Stat. 584.
Post, p. 571.

"(1) PRIOR OFFENSES COUNTED.—For purposes of subsections (a), (b), and (d) of this section, subsections (c) and (h) of section 2 of the Narcotic Drugs Import and Export Act, as amended (21 U. S. C., sec. 174), and the Act of July 11, 1941, as amended (21 U. S. C., sec. 184a), an offender shall be considered a second or subsequent offender, as the case may be, if he previously has been convicted of any offense the penalty for which was provided in subsection (a) or (b) of this section or in—

Post, pp. 570,
571.

"(A) subsection (c), (h), or (i) of section 2 of the Narcotic Drugs Import and Export Act (21 U. S. C., sec. 174);

Post, p. 571.

"(B) the Act of July 11, 1941 (21 U. S. C., sec. 184a);

21 USC 174 note.

"(C) section 9 of the Act of December 17, 1914 (38 Stat. 789);

“(D) section 1 of the Act of May 26, 1922 (42 Stat. 596);

21 USC 171, 173,
174, 176, 177.

“(E) section 12 of the Marihuana Tax Act of 1937 (50 Stat. 556); or

“(F) section 2557 (b) (1) or 2596 of the Internal Revenue Code of 1939.

53 Stat. 274, 282.

For purposes of determining prior offenses under the preceding sentence, a reference to any subsection, section, or Act providing a penalty for an offense shall be considered as a reference to such subsection, section, or Act as in effect (as originally enacted or as amended, as the case may be) with respect to the offense for which the offender previously has been convicted.

“(2) PROCEDURE.—After conviction (but before pronouncement of sentence) of any offense the penalty for which is provided in subsection (a) or (b) of this section, subsection (c) or (h) of section 2 of the Narcotic Drugs Import and Export Act, as amended, or such Act of July 11, 1941, as amended, the court shall be advised by the United States attorney whether the conviction is the offender's first or a subsequent offense. If it is not a first offense, the United States attorney shall file an information setting forth the prior convictions. The offender shall have the opportunity in open court to affirm or deny that he is identical with the person previously convicted. If he denies the identity, sentence shall be postponed for such time as to permit a trial before a jury on the sole issue of the offender's identity with the person previously convicted. If the offender is found by the jury to be the person previously convicted, or if he acknowledges that he is such person, he shall be sentenced as prescribed in subsection (a) or (b) of this section, subsection (c) or (h) of such section 2, or such Act of July 11, 1941, as amended, as the case may be.

Post, p. 570.
21 USC 184a.
Post, p. 571.

“(d) NO SUSPENSION OF SENTENCE; NO PROBATION; ETC.—Upon conviction—

“(1) of any offense the penalty for which is provided in subsection (b) of this section, subsection (c), (h), or (i) of section 2 of the Narcotic Drugs Import and Export Act, as amended, or such Act of July 11, 1941, as amended, or

Post, pp. 570,
571.
21 USC 184a.
Post, p. 571.

“(2) of any offense the penalty for which is provided in subsection (a) of this section, if it is the offender's second or subsequent offense,

the imposition or execution of sentence shall not be suspended, probation shall not be granted, section 4202 of title 18 of the United States Code shall not apply, and the Act of July 15, 1932 (47 Stat. 696; D. C. Code 24-201 and following), as amended, shall not apply.

62 Stat. 854.

61 Stat. 379.

“(e) UNLAWFUL DISCLOSURE OF INFORMATION ON RETURNS AND ORDER FORMS.—Any person who shall disclose the information contained in the statements or returns required under section 4732 (b) or 4754 (a), in the duplicate order forms required under section 4705 (e), or in the order forms or copies thereof referred to in section 4742 (d), except—

26 USC 4732,
4754, 4705, 4742.

“(1) as expressly provided in section 4773,

26 USC 4773.

“(2) for the purpose of enforcing any law of the United States relating to narcotic drugs or marihuana, or

“(3) for the purpose of enforcing any law of any State or Territory or the District of Columbia, or any insular possession of the United States, or ordinance of any organized municipality therein, regulating the sale, prescribing, dispensing, dealing in, or distribution of narcotic drugs or marihuana,

shall be fined not more than \$2,000 or imprisoned not more than 5 years or both.”

SEC. 104. ADDITIONAL AUTHORITY FOR BUREAU OF NARCOTICS AND BUREAU OF CUSTOMS.

68 A. Stat. 903.
26 USC 7607.

(a) IN GENERAL.—Subchapter A of chapter 78 of the Internal Revenue Code of 1954 (discovery of liability and enforcement of title) is amended by renumbering section 7607 as section 7608 and by inserting after section 7606 the following new section:

“SEC. 7607. ADDITIONAL AUTHORITY FOR BUREAU OF NARCOTICS AND BUREAU OF CUSTOMS.

49 Stat. 521.

“The Commissioner, Deputy Commissioner, Assistant to the Commissioner, and agents, of the Bureau of Narcotics of the Department of the Treasury, and officers of the customs (as defined in section 401 (1) of the Tariff Act of 1930, as amended; 19 U. S. C., sec. 1401 (1)), may—

“(1) carry firearms, execute and serve search warrants and arrest warrants, and serve subpoenas and summonses issued under the authority of the United States, and

26 USC 4731,
4761.

“(2) make arrests without warrant for violations of any law of the United States relating to narcotic drugs (as defined in section 4731) or marihuana (as defined in section 4761) where the violation is committed in the presence of the person making the arrest or where such person has reasonable grounds to believe that the person to be arrested has committed or is committing such violation.”

(b) AMENDMENT OF TABLE OF SECTIONS.—The table of sections for subchapter A of chapter 78 is amended by striking out

“Sec. 7607. Cross references.”

and inserting in lieu thereof

“Sec. 7607. Additional authority for Bureau of Narcotics and Bureau of Customs.

“Sec. 7608. Cross references.”

SEC. 105. IMPORTATION, ETC., OF NARCOTIC DRUGS.

65 Stat. 767.

Section 2 (c) of the Narcotic Drugs Import and Export Act, as amended (U. S. C., title 21, sec. 174), is amended to read as follows:

“(c) Whoever fraudulently or knowingly imports or brings any narcotic drug into the United States or any territory under its control or jurisdiction, contrary to law, or receives, conceals, buys, sells, or in any manner facilitates the transportation, concealment, or sale of any such narcotic drug after being imported or brought in, knowing the same to have been imported or brought into the United States contrary to law, or conspires to commit any of such acts in violation of the laws of the United States, shall be imprisoned not less than five or more than twenty years and, in addition, may be fined not more than \$20,000. For a second or subsequent offense (as determined under section 7237 (c) of the Internal Revenue Code of 1954), the offender shall be imprisoned not less than ten or more than forty years and, in addition, may be fined not more than \$20,000.

Ante, p. 568.

“Whenever on trial for a violation of this subsection the defendant is shown to have or to have had possession of the narcotic drug, such possession shall be deemed sufficient evidence to authorize conviction unless the defendant explains the possession to the satisfaction of the jury.

“For provision relating to sentencing, probation, etc., see section 7237 (d) of the Internal Revenue Code of 1954.”

SEC. 106. SMUGGLING OF MARIHUANA.

Supra; post p. 571.

Section 2 of the Narcotic Drugs Import and Export Act, as amended, is amended by adding at the end thereof the following:

“(h) Notwithstanding any other provision of law, whoever, knowingly, with intent to defraud the United States, imports or brings into

the United States marihuana contrary to law, or smuggles or clandestinely introduces into the United States marihuana which should have been invoiced, or receives, conceals, buys, sells, or in any manner facilitates the transportation, concealment, or sale of such marihuana after being imported or brought in, knowing the same to have been imported or brought into the United States contrary to law, or whoever conspires to do any of the foregoing acts, shall be imprisoned not less than five or more than twenty years and, in addition, may be fined not more than \$20,000. For a second or subsequent offense (as determined under section 7237 (c) of the Internal Revenue Code of 1954), the offender shall be imprisoned for not less than ten or more than forty years and, in addition, may be fined not more than \$20,000.

Ante, p. 568.

"Whenever on trial for a violation of this subsection, the defendant is shown to have or to have had the marihuana in his possession, such possession shall be deemed sufficient evidence to authorize conviction unless the defendant explains his possession to the satisfaction of the jury.

"As used in this subsection, the term 'marihuana' has the meaning given to such term by section 4761 of the Internal Revenue Code of 1954.

26 USC 4761.

"For provision relating to sentencing, probation, etc., see section 7237 (d) of the Internal Revenue Code of 1954."

Ante, p. 569.

SEC. 107. SALE OF HEROIN TO JUVENILES—PENALTIES.

Section 2 of the Narcotic Drugs Import and Export Act, as amended, is further amended by adding at the end thereof the following:

Ante, p. 570.

"(i) Notwithstanding any other provision of law, whoever, having attained the age of eighteen years, knowingly sells, gives away, furnishes, or dispenses, facilitates the sale, giving, furnishing, or dispensing, or conspires to sell, give away, furnish, or dispense, any heroin unlawfully imported or otherwise brought into the United States, to any person who has not attained the age of eighteen years, may be fined not more than \$20,000, and shall be imprisoned for life, or for not less than ten years, except that the offender shall suffer death if the jury in its discretion shall so direct.

"Whenever on trial for a violation of this subsection the defendant is shown to have had heroin in his possession, such possession shall be sufficient proof that the heroin was unlawfully imported or otherwise brought into the United States unless the defendant explains his possession to the satisfaction of the jury.

"For the purposes of this subsection, the term 'heroin' means any substance identified chemically as diacetylmorphine or any salt thereof. For provision relating to sentencing, probation, etc., see section 7237 (d) of the Internal Revenue Code of 1954."

Ante, p. 569.

SEC. 108. UNLAWFUL POSSESSION OF NARCOTIC DRUGS AND MARIHUANA ON VESSELS.

(a) IN GENERAL.—Subsection (a) of the first section of the Act of July 11, 1941 (21 U. S. C., sec. 184a), is amended by striking out "fined not more than \$5,000 or be imprisoned for not more than five years, or both," and inserting in lieu thereof "imprisoned not less than five or more than twenty years and, in addition, may be fined not more than \$20,000. For a second or subsequent offense (as determined under section 7237 (c) of the Internal Revenue Code of 1954), the offender shall be imprisoned not less than ten or more than forty years and, in addition, may be fined not more than \$20,000. For provision relating to sentencing, probation, etc., see section 7237 (d) of the Internal Revenue Code of 1954."

55 Stat. 584.

Ante, p. 568.

Ante, p. 569.

(b) **CORRECTION OF REFERENCE.**—Subsection (b) of such section is amended by striking out “chapter 23 of the Internal Revenue Code, as amended,” and inserting in lieu thereof “subchapter A of chapter 39 of the Internal Revenue Code of 1954,”.

SEC. 109. TERRITORIAL EXTENT OF LAW.

26 USC 4774.

Section 4774 of the Internal Revenue Code of 1954 (territorial extent of certain laws relating to narcotic drugs and marihuana) is amended by adding at the end thereof the following: “On and after the effective date of the Narcotic Control Act of 1956, the provisions referred to in the preceding sentence shall not apply to the Commonwealth of Puerto Rico unless the Legislative Assembly of the Commonwealth of Puerto Rico expressly consents thereto in the manner prescribed in the constitution of the Commonwealth of Puerto Rico for the enactment of a law.”.

TITLE II—AMENDMENTS TO TITLE 18 OF THE UNITED STATES CODE

SEC. 201. ADDITION OF NEW CHAPTER—NARCOTICS.

62 Stat. 764.

Part I of title 18 of the United States Code is amended by inserting after chapter 67 the following new chapter:

“CHAPTER 68—NARCOTICS

“Sec.

“1401. Definitions.

“1402. Surrender of heroin—procedure.

“1403. Use of communications facilities—penalties.

“1404. Motion to suppress—appeal by the United States.

“1405. Issuance of search warrants—procedure.

“1406. Immunity of witnesses.

“1407. Border crossings—narcotic addicts and violators.

“§ 1401. Definitions

“As used in this chapter—

“The term ‘heroin’ shall mean any substance identified chemically as diacetylmorphine or any salt thereof.

“The term ‘United States’ shall include the District of Columbia, the Territory of Alaska, the Territory of Hawaii, the Commonwealth of Puerto Rico, the insular possessions of the United States, the Trust Territory of the Pacific, and the Canal Zone.

“§ 1402. Surrender of heroin—procedure

Any heroin lawfully possessed prior to the effective date of this Act shall be surrendered to the Secretary of the Treasury, or his designated representative, within one hundred and twenty days after the effective date of the Act, and each person making such surrender shall be fairly and justly compensated therefor. The Secretary of the Treasury, or his designated representative, shall formulate regulations for such procedure. All quantities of heroin not surrendered in accordance with this section and the regulations promulgated thereunder by the Secretary of the Treasury, or his designated representative, shall by him be declared contraband, seized, and forfeited to the United States without compensation. All quantities of heroin received pursuant to the provisions of this section, or otherwise, shall be disposed of in the manner provided in section 4733 of the Internal Revenue Code of 1954, except that no heroin shall be distributed or used for other than scientific research purposes approved by the Secretary of the Treasury, or his designated representative.

26 USC 4733.

“§ 1403. Use of communications facilities—penalties

“(a) Whoever uses any communication facility in committing or in causing or facilitating the commission of, or in attempting to commit, any act or acts constituting an offense or a conspiracy to commit an offense the penalty for which is provided in—

“(1) subsection (a) or (b) of section 7237 of the Internal Revenue Code of 1954,

Ante, p. 568.

“(2) subsection (c), (h), or (i) of section 2 of the Narcotic Drugs Import and Export Act, as amended (21 U. S. C. sec. 174), or

65 Stat. 767;
Ante, pp. 570, 571.

“(3) the Act of July 11, 1941, as amended (21 U. S. C. sec. 184a),

55 Stat. 584.
Ante, p. 571.

shall be imprisoned not less than two and not more than five years, and, in addition, may be fined not more than \$5,000. Each separate use of a communication facility shall be a separate offense under this section.

“(b) For purposes of this section, the term ‘communication facility’ means any and all public and private instrumentalities used or useful in the transmission of writings, signs, signals, pictures, and sounds of all kinds by mail, telephone, wire, radio, or other means of communication.

“§ 1404. Motion to suppress—appeal by the United States

“In addition to any other right to appeal, the United States shall have the right to appeal from an order granting a motion for the return of seized property and to suppress evidence made before the trial of a person charged with a violation of—

“(1) any provision of part I or part II of subchapter A of chapter 39 of the Internal Revenue Code of 1954 the penalty for which is provided in subsection (a) or (b) of section 7237 of such Code,

Ante, p. 568.

“(2) subsection (c), (h), or (i) of section 2 of the Narcotic Drugs Import and Export Act, as amended (21 U. S. C., sec. 174), or

65 Stat. 767;
Ante, pp. 570, 571.

“(3) the Act of July 11, 1941, as amended (21 U. S. C., sec. 184a).

55 Stat. 584.
Ante, p. 571.

This section shall not apply with respect to any such motion unless the United States attorney shall certify, to the judge granting such motion, that the appeal is not taken for purposes of delay. Any appeal under this section shall be taken within 30 days after the date the order was entered and shall be diligently prosecuted.

“§ 1405. Issuance of search warrants—procedure

“In any case involving a violation of any provision of part I or part II of subchapter A of chapter 39 of the Internal Revenue Code of 1954 the penalty for which is provided in subsection (a) or (b) of section 7237 of such Code, a violation of subsection (c), (h), or (i) of section 2 of the Narcotic Drugs Import and Export Act, as amended (21 U. S. C., sec. 174), or a violation of the Act of July 11, 1941, as amended (21 U. S. C., sec. 184a)—

26 USC 4701-4762.

Ante, p. 568.

65 Stat. 767; 55 Stat. 584; *Ante*, pp. 570, 571.

“(1) a search warrant may be served at any time of the day or night if the judge or the United States Commissioner issuing the warrant is satisfied that there is probable cause to believe that the grounds for the application exist, and

“(2) a search warrant may be directed to any officer of the Metropolitan Police of the District of Columbia authorized to enforce or assist in enforcing a violation of any of such provisions.

“§ 1406. Immunity of witnesses

“Whenever in the judgment of a United States attorney the testimony of any witness, or the production of books, papers, or other evidence by any witness, in any case or proceeding before any grand jury or court of the United States involving any violation of—

26 USC 470 1-
4762.
Ante, p. 568.

“(1) any provision of part I or part II of subchapter A of chapter 39 of the Internal Revenue Code of 1954 the penalty for which is provided in subsection (a) or (b) of section 7237 of such Code,

Ante, pp. 570,
571.

“(2) subsection (c), (h), or (i) of section 2 of the Narcotic Drugs Import and Export Act, as amended (21 U. S. C., sec. 174), or

55 Stat. 584.
Ante, p. 571.

“(3) the Act of July 11, 1941, as amended (21 U. S. C., sec. 184a),

is necessary to the public interest, he, upon the approval of the Attorney General, shall make application to the court that the witness shall be instructed to testify or produce evidence subject to the provisions of this section, and upon order of the court such witness shall not be excused from testifying or from producing books, papers, or other evidence on the ground that the testimony or evidence required of him may tend to incriminate him or subject him to a penalty or forfeiture. But no such witness shall be prosecuted or subjected to any penalty or forfeiture for or on account of any transaction, matter, or thing concerning which he is compelled, after having claimed his privilege against self-incrimination, to testify or produce evidence, nor shall testimony so compelled be used as evidence in any criminal proceeding (except prosecution described in the next sentence) against him in any court. No witness shall be exempt under this section from prosecution for perjury or contempt committed while giving testimony or producing evidence under compulsion as provided in this section.

“§ 1407. Border crossings—narcotic addicts and violators

48 Stat. 1543.

26 USC 4731.

“(a) In order further to give effect to the obligations of the United States pursuant to the Hague convention of 1912, proclaimed as a treaty on March 3, 1915 (38 Stat. 1912), and the limitation convention of 1931, proclaimed as a treaty on July 10, 1933 (48 Stat. 1571), and in order to facilitate more effective control of the international traffic in narcotic drugs, and to prevent the spread of drug addiction, no citizen of the United States who is addicted to or uses narcotic drugs, as defined in section 4731 of the Internal Revenue Code of 1954, as amended (except a person using such narcotic drugs as a result of sickness or accident or injury and to whom such narcotic drug is being furnished, prescribed, or administered in good faith by a duly licensed physician in attendance upon such person, in the course of his professional practice) or who has been convicted of a violation of any of the narcotic or marihuana laws of the United States, or of any State thereof, the penalty for which is imprisonment for more than one year, shall depart from or enter into or attempt to depart from or enter into the United States, unless such person registers, under such rules and regulations as may be prescribed by the Secretary of the Treasury with a customs official, agent, or employee at a point of entry or a border customs station. Unless otherwise prohibited by law or Federal regulation such customs official, agent, or employee shall issue a certificate to any such person departing from the United States; and such person shall, upon returning to the United States, surrender such certificate to the customs official, agent, or employee present at the port of entry or border customs station.

“(b) Whoever violates any of the provisions of this section shall be punished for each such violation by a fine of not more than \$1,000 or imprisonment for not less than one nor more than three years, or both.”

SEC. 202. TECHNICAL AMENDMENT.

The analysis of part 1 of title 18 of the United States Code, immediately preceding chapter 1 of such title, is amended by adding

“68. Narcotics”

after

“67. Military and Navy”.

TITLE III—AMENDMENTS TO IMMIGRATION AND NATIONALITY ACT, ETC.

SEC. 301. AMENDMENTS TO IMMIGRATION AND NATIONALITY ACT.

(a) Section 212 (a) (23) of the Immigration and Nationality Act is amended to read as follows:

66 Stat. 184.
8 USC 1182.

“(23) Any alien who has been convicted of a violation of, or a conspiracy to violate, any law or regulation relating to the illicit possession of or traffic in narcotic drugs, or who has been convicted of a violation of, or a conspiracy to violate, any law or regulation governing or controlling the taxing, manufacture, production, compounding, transportation, sale, exchange, dispensing, giving away, importation, exportation, or the possession for the purpose of the manufacture, production, compounding, transportation, sale, exchange, dispensing, giving away, importation, or exportation of opium, coca leaves, heroin, marihuana, or any salt derivative or preparation of opium or coca leaves, or isonipecaïne or any addiction-forming or addiction-sustaining opiate; or any alien who the consular officer or immigration officers know or have reason to believe is or has been an illicit trafficker in any of the aforementioned drugs;”.

(b) Section 241 (a) (11) of such Act is amended to read as follows:

66 Stat. 206.
8 USC 1251.

“(11) is, or hereafter at any time after entry has been, a narcotic drug addict, or who at any time has been convicted of a violation of, or a conspiracy to violate, any law or regulation relating to the illicit possession of or traffic in narcotic drugs, or who has been convicted of a violation of, or a conspiracy to violate, any law or regulation governing or controlling the taxing, manufacture, production, compounding, transportation, sale, exchange, dispensing, giving away, importation, exportation, or the possession for the purpose of the manufacture, production, compounding, transportation, sale, exchange, dispensing, giving away, importation, or exportation of opium, coca leaves, heroin, marihuana, any salt derivative or preparation of opium or coca leaves or isonipecaïne or any addiction-forming or addiction-sustaining opiate;”.

(c) Section 241 (b) of such Act is amended by adding at the end thereof the following additional new sentence: “The provisions of this subsection shall not apply in the case of any alien who is charged with being deportable from the United States under subsection (a) (11) of this section.”

66 Stat. 208.
8 USC 1251.

SEC. 302. AMENDMENT TO ACT OF JUNE 14, 1930.

Section 8 of the Act entitled “An Act to create in the Treasury Department the Bureau of Narcotics, and for other purposes”, approved June 14, 1930 (46 Stat. 587), as amended, is amended to read as follows:

21 USC 198.

“SEC. 8. (a) The Secretary of the Treasury shall cooperate with the several States in the suppression of the abuse of narcotic drugs in their respective jurisdictions, and to that end he is authorized (1) to cooperate in the drafting of such legislation as may be needed, if any, to effect

the end named, (2) to arrange for the exchange of information concerning the use and abuse of narcotic drugs in said States and for cooperation in the institution and prosecution of cases in the courts of the United States and before the licensing boards and courts of the several States, (3) to conduct narcotic training programs, as an integral part of narcotic law enforcement for the training of such local and State narcotic enforcement personnel as may be arranged with the respective local and State agencies, and (4) to maintain in the Bureau of Narcotics a 'Division of Statistics and Records' to accept, catalog, file, and otherwise utilize narcotic information and statistics, including complete records on drug addicts and other narcotic law offenders which may be received from Federal, State, and local agencies, and make such information available for Federal, State, and local law enforcement purposes. Federal agencies of the United States may make available to the Bureau of Narcotics the names, identification, and any other pertinent information which may be specified by the Secretary of the Treasury, or his designated representative, of all persons who are known by them to be drug addicts or convicted violators of any of the narcotic laws of the United States, or any State thereof. The Commissioner of Narcotics shall request and encourage all heads of State and local agencies to make such information available to the Bureau of Narcotics.

"Federal agencies".

"(b) As used in this section, the term 'Federal agencies' shall include (1) the executive departments, (2) the Departments of the Army, Navy, and the Air Force, (3) the independent establishments and agencies in the executive branch, including corporations wholly owned by the United States, and (4) the municipal government of the District of Columbia.

Regulations.

"The Secretary of the Treasury is hereby authorized to make such regulations as may be necessary to carry this section into effect."

IV—EFFECTIVE DATE; SEPARABILITY OF PROVISIONS

SEC. 401. EFFECTIVE DATE.

The amendments made by this Act shall take effect on the day following the date of enactment of this Act.

SEC. 402. SEPARABILITY.

If any provision of this Act, or the application thereof to any person or circumstances, is held invalid, the remaining provisions of this Act, or the application of such provisions to other persons or circumstances, shall not be affected thereby.

Approved July 18, 1956.

Public Law 729

CHAPTER 630

July 18, 1956
[H. R. 2452]

AN ACT

To provide for the conveyance of certain lands by the United States to the State of Wisconsin.

La Crosse, Wis.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Army is authorized and directed to convey to the State of Wisconsin all the right, title, and interest of the United States in and to the real property described in section 2 of this Act, the property to be used for the training and maintaining of units of the Wisconsin National Guard, and the conveyance to be made without monetary consideration therefor, but upon condition that it shall be used for the aforesaid purposes and that if such real property shall ever cease

to be used for such purposes, all the right, title, and interest in and to such real property shall revert to and become the property of the United States, which shall have the immediate right of entry thereon, and to be further subject to the reservation by the United States of all mineral rights, including oil and gas; the right of reentry and use without payment of rent or other compensation by the United States in the event of need therefor during a national emergency declared by the Congress or the President of the United States; and such other reservations, restrictions, terms, and conditions as the Secretary determines to be necessary to properly protect the interests of the United States.

SEC. 2. (a) The La Crosse National Guard Target Range, located near La Crosse, Wisconsin, in La Crosse County, Wisconsin, more particularly described as follows:

Beginning at the southwest corner of section 10 thence north 6 rods; thence east 160 rods; thence south 6 rods; thence west 160 rods to the place of beginning, being south 6 acres of the southwest quarter of section 10, township 15 north, range 7 west, recorded in La Crosse County, October 23, 1912, at 4:35 postmeridian, volume 120, page 354.

(b) Four hundred and forty acres of land situated in sections 15 and 16, township 17 north, range 2 east, Juneau County, Wisconsin, more particularly described as follows:

Township 17 north, range 2 east: Section 15, northwest quarter southwest quarter, southwest quarter southwest quarter; and section 16, northeast quarter northeast quarter, northwest quarter northeast quarter, southwest quarter northeast quarter, southeast quarter northeast quarter, northeast quarter northwest quarter, northwest quarter northwest quarter, southwest quarter northwest quarter, southeast quarter northwest quarter, northeast quarter southwest quarter.

Township 17 north, range 2 east: Section 2, a parcel of land 36 rods square in the northeast corner of the southeast quarter of the northeast quarter containing 8.10 acres, more or less.

Approved July 18, 1956.

Public Law 730

CHAPTER 631

JOINT RESOLUTION

To provide for a medal to be struck and presented to each surviving veteran of the War Between the States.

July 18, 1956
[H. J. Res. 569]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury is authorized and directed to strike gold medals, with suitable emblems, devices, and inscriptions to be determined by the Secretary in honor of the last surviving veterans of the War Between the States who served in the Union or the Confederate forces. The medals shall be considered to be national medals within the meaning of section 3551 of the Revised Statutes of the United States. The President or any person designated by him is authorized to present a medal struck under this section to each surviving veteran of the War Between the States who served in the Union or the Confederate forces.

Veterans of War
Between the
States.
Gold medals.

31 USC 368.

SEC. 2. Presentation shall be made to any surviving veteran of the War Between the States at his home or at any other suitable place with appropriate ceremonies.

Presentation.

Approved July 18, 1956.

Public Law 731

CHAPTER 636

July 19, 1956
[S. 2704]

AN ACT

To authorize the appropriation of funds for the construction of certain highway-railroad grade separations in the District of Columbia, and for other purposes.

D. C. Highway
Fund.
Appropriation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, in recognition of the fact that the need to bring traffic to and from the Washington-Baltimore Parkway and to handle such traffic requires the construction of certain highway-railroad grade separations, there is hereby authorized to be appropriated to the District of Columbia for credit to the Highway Fund, out of any money in the Treasury not otherwise appropriated, the sum of \$665,000, which shall be in addition to any other amounts authorized, appropriated, accruing, or otherwise made available to the District of Columbia under any other provision of law, for the construction and maintenance in the District of Columbia of a highway-railroad grade separation underpass at a point in the southeast section of the District of Columbia in the vicinity of East Capitol Street, where the proposed extension of East Capitol Street as shown on the highway plan of the District of Columbia will cross the right-of-way of the Philadelphia, Baltimore, and Washington Railroad and the Baltimore and Ohio Railroad. Such sums as are appropriated shall remain available until expended when specifically provided in the appropriation Act.

SEC. 2. Appropriations made to carry out the purposes of this Act shall be available for construction, maintenance, and expenses incident to construction and maintenance, including planning, design, overhead, and supervision.

SEC. 3. Since the construction of East Capitol Street extended is to provide connections between the District of Columbia and the Federal Highway System, the entire cost of construction and maintenance of the grade-separation structure referred to in the preceding sections of this Act shall be borne by the District of Columbia, out of funds authorized to be appropriated by this Act and any other funds available to the District, and no contributions to such cost of construction and maintenance shall be required of any railroad whose right-of-way is involved by such structure, except as provided in section 4 of this Act.

SEC. 4. The dedication by the railroads to the District of Columbia of the right to use as a public thoroughfare the portion of East Capitol Street extended shall not impair or affect the right of the railroads to use for railroad purposes the portion of its right-of-way so dedicated.

Approved July 19, 1956.

Public Law 732

CHAPTER 637

July 19, 1956
[S. 3246]

AN ACT

To increase the amount authorized for the erection and equipment of suitable and adequate buildings and facilities for the use of the National Institute of Dental Research.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 5 of the "National Dental Research Act", approved June 24, 1948 (Public Law 755, Eightieth Congress), is amended by striking out "\$2,000,000" and inserting in lieu thereof "\$4,000,000".

Approved July 19, 1956.

62 Stat. 601.
42 USC 288 note.

Public Law 733

CHAPTER 638

AN ACT

July 19, 1956
[S. 3982]

To provide for the maintenance of production of tungsten, asbestos, fluorspar, and columbium-tantalum in the United States, its Territories, and possessions, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Domestic Tungsten, Asbestos, Fluorspar, and Columbium-Tantalum Production and Purchase Act of 1956".

SEC. 2. The Department of the Interior is hereby authorized and directed to establish and maintain—

(a) a program to purchase, f. o. b. carriers conveyance, milling point, no more than one million two hundred and fifty thousand short ton units of tungsten trioxide (WO_3) contained in tungsten concentrates produced from ores mined in the United States, its Territories, and possessions, meeting the same specifications and under the regulations in effect on January 1, 1956, for purchases of this material by the General Services Administration under the authority of the Domestic Minerals Program Extension Act of 1953 (Public Law 206, Eighty-third Congress), at a base price of \$55 per short ton unit: *Provided*, That the Department of the Interior shall not accept offers for delivery in any one calendar month, from any one producer, in excess of five thousand short ton units originating in any one mining district from properties controlled by such producer. For the purposes of the foregoing proviso, tungsten concentrates produced from ores sold to a mill or processing plant in accordance with regulations issued by the Department of the Interior shall not be considered as the production of the owner(s) of the mill or processing plant but shall be considered as the production of the producer of the ores.

(b) a program to purchase nonferrous chrysotile asbestos produced from ores mined in the United States, its Territories, and possessions, meeting the same specifications and under the same regulations and at prices in effect on January 1, 1956, for purchases of this material by the General Services Administration under the authority of the Domestic Minerals Program Extension Act of 1953 (Public Law 206, Eighty-third Congress) in the amount of not to exceed two thousand tons of Crude No. 1 and Crude No. 2 combined, and not to exceed two thousand tons of Crude No. 3, excepting that Crude No. 3 may be purchased only when offered with Crude No. 1 or Crude No. 2, or both, at a ratio of not in excess of one ton of Crude No. 3 to one ton of Crude No. 1 or Crude No. 2, or both.

(c) a program to purchase no more than two hundred and fifty thousand short tons of newly mined acid grade fluorspar produced from ores mined in the United States, its Territories, and possessions. Fluorspar purchased pursuant to this Act shall meet chemical and physical requirements which are not less favorable to producers than those set forth in the National Stockpile Material Purchase Specifications P-69a dated February 13, 1952. Purchases shall be made under the program at a base price of \$53 per short dry ton f. o. b. carriers conveyance at producers milling point for base quality fluorspar containing 97% calcium fluoride and 1% silica on a dry weight basis. The base price shall be adjusted by premiums and/or penalties on quality which are not less favorable to producers than the following:

1. The price shall be increased 1.1% for each 1% calcium fluoride above 97%, fractions pro rata, and/or

Domestic Tungsten, Asbestos, Fluorspar, and Columbium-Tantalum Production and Purchase Act of 1956.

Tungsten.

67 Stat. 417.
50 U S C app.
2181-2183.

Asbestos.

67 Stat. 417.
50 U S C app.
2181-2183.

Fluorspar.

2. The price shall be increased 4.2% for each 1% silica below 1%, fractions pro rata, and/or

3. The price shall be decreased 1.1% for each 1% calcium fluoride below 97%, fractions pro rata, and/or

4. The price shall be decreased 4.2% for each 1% silica above 1%, fractions pro rata.

"Short dry ton".

As used in this section the term "short dry ton" shall mean a short ton of 2000 pounds with 1% allowable moisture. All moisture in excess of 1% shall be deducted from the delivery weight (out-turn U. S. Railroad Scale Weights) of the material accepted to determine the weight on which payment will be based. Adjustment of weight for moisture shall be accomplished by first deducting all moisture, as specified in Government analysis certificates, and then increasing the dry weight by one percentum.

Columbium-tantalum.

(d) a program to purchase columbium-tantalum-bearing ores or concentrates produced from ores mined in the United States, its Territories, and possessions, meeting the same specifications and under the regulations, and at prices in effect on December 1, 1955, for purchases of this material by the General Services Administration under the authority of the Domestic Minerals Program Extension Act of 1953 (Public Law 206, Eighty-third Congress) in the amount of not to exceed two hundred and fifty thousand pounds of contained combined pentoxide (Cb_2O_5 plus Ta_2O_5).

67 Stat. 417.
50 USC app.
2181-2183.

Availability to strategic stockpile.

SEC. 3. All materials purchased pursuant to the authority of this Act shall be held by the Department of the Interior to be made available to the strategic stockpile or to be turned over to the supplemental stockpile created for strategic and critical materials in accordance with the provisions of the Act of July 10, 1954 (Public Law 480, Eighty-third Congress (68 Stat. 454)), as amended, as determined by the Director of the Office of Defense Mobilization.

7 USC 1691 note.

Regulations.

SEC. 4. The Secretary of the Interior is hereby authorized to establish and promulgate such regulations as may be necessary to carry out the purposes of this Act, and may delegate any of the functions authorized by this Act to the Administrator of General Services.

Termination.

SEC. 5. The programs established pursuant to the authority of this Act shall terminate on December 31, 1958.

Appropriation.

SEC. 6. There are hereby authorized to be appropriated to the Department of the Interior out of any moneys in the Treasury not otherwise appropriated such sums as may be necessary to carry out the provisions of this Act.

Approved July 19, 1956.

Public Law 734

CHAPTER 639

AN ACT

July 19, 1956
[H. R. 11873]

To amend the Watershed Protection and Flood Prevention Act so as to eliminate delay in the start of projects.

Post, p. 1089.
68 Stat. 667.
16 USC 1005.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 5 of the Watershed Protection and Flood Prevention Act is amended by striking out of the third proviso of said section the words "forty-five" and inserting "fifteen".

Approved July 19, 1956.

Public Law 735

CHAPTER 640

AN ACT

To provide for the conveyance of certain real property of the United States to the town of Bald Knob, Arkansas.

July 19, 1956
[H. R. 10075]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of General Services is authorized and directed, to convey to the town of Bald Knob, White County, Arkansas, upon payment by such town of consideration in the amount of \$1, all of the right, title, and interest of the United States in and to certain real property in such town of Bald Knob, White County, Arkansas, being that part of lot 4, block 11, conveyed by the town of Bald Knob, Arkansas, to the United States on February 23, 1953, as part of a proposed post-office site, a more particular description of which shall be provided in the deed of conveyance by the Administrator of General Services.

Bald Knob, Ark.
Conveyance.

Approved July 19, 1956.

Public Law 736

CHAPTER 645

AN ACT

To provide that certain lands shall be held in trust for the Seminole Indians and to provide that certain lands shall be designated as a reservation for Seminole Indians.

July 20, 1956
[H. R. 9451]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the equitable title to the lands and interests in lands together with the improvements thereon, acquired by the United States under authority of title II of the National Industrial Recovery Act, approved June 16, 1933 (48 Stat. 200), the Emergency Relief Appropriation Act of 1935, approved April 8, 1935 (49 Stat. 115), and section 55 of the Act entitled "An Act to amend the Agricultural Adjustment Act, and for other purposes", approved August 24, 1935 (49 Stat. 750, 781), administrative jurisdiction over which was transferred from the Secretary of Agriculture to the Secretary of the Interior by Executive Order Numbered 7868, dated April 15, 1938, for the use of the Seminole Tribe, is hereby conveyed to the Seminole Tribe of Indians in the State of Florida, and such lands and interests are hereby declared to be held by the United States in trust for the Seminole Tribe of Indians in the State of Florida in the same manner and to the same extent as other land held in trust for such tribe.

Seminole Indian
reservation.

15 USC ch. 16.

SEC. 2. The lands declared to be held in trust for the Seminole Tribe of Indians in the State of Florida under the first section of this Act and all lands which have been acquired by the United States for the Seminole Tribe of Indians in the State of Florida under authority of the Act entitled "An Act to conserve and develop Indian lands and resources; to extend to Indians the right to form business and other organizations; to establish a credit system for Indians; to grant certain rights of home rule to Indians; to provide for vocational education for Indians; and for other purposes" approved June 18, 1934 (48 Stat. 984), are hereby declared to be a reservation for the use and benefit of such Seminole Tribe in Florida.

25 USC 463.

SEC. 3. Nothing in this Act shall deprive any Indian of any individual right, ownership, right of possession, or contract right he may have in any land or interest in land referred to in this Act.

Approved July 20, 1956.

Public Law 737

CHAPTER 646

July 20, 1956
[H. R. 11683]

AN ACT

To authorize permanent appointments in the Armed Forces of the United States, and for other purposes.

Armed Forces
Regular Officer
Augmentation Act
of 1956.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Armed Forces Regular Officer Augmentation Act of 1956".

TITLE I

ARMY

Appointment
authority.

SEC. 101. (a) The President, by and with the advice and consent of the Senate, may appoint commissioned officers in the Regular Army under this title.

Eligibility.

(b) To be eligible for appointment under this title, a person must—

- (1) be a citizen of the United States;
- (2) be at least twenty-one years of age;
- (3) be of good moral character;
- (4) be physically qualified for active service; and
- (5) have such other qualifications as the Secretary of the Army may prescribe.

Maximum ages.

SEC. 102. (a) No person may be appointed in a commissioned grade in the Regular Army under this title if on the date of his appointment he has already passed his—

- (1) thirty-fourth birthday, for a person appointed as a chaplain;
- (2) thirty-second birthday, for a person appointed in the Veterinary Corps or Judge Advocate General's Corps;
- (3) thirtieth birthday, for a person appointed in the Medical Service Corps; or
- (4) twenty-seventh birthday, for all other persons.

The maximum ages prescribed in this subsection may be increased by a period equal to the years, months, and days credited under section 103 (a) other than clause (1) or (2).

Restriction.

(b) No person may be appointed a Regular officer under this title if his age is above that which would permit him to complete twenty years of active commissioned service before he attains his fifty-fifth birthday.

Promotion list.
Service credit-
able.

SEC. 103. (a) For the purpose of determining grade, position on a promotion list, seniority in his grade in the Regular Army, and eligibility for promotion, a person appointed in a commissioned grade in the Regular Army may, in the discretion of the Secretary of the Army, be credited at the time of his appointment with the active commissioned service in the Army after December 6, 1941, that he performed after becoming twenty-one years of age and before his appointment, and, in addition, if applicable, not more than one of the following periods:

- (1) Three years, if appointed in the Veterinary Corps, a Chaplain, or the Judge Advocate General's Corps.
- (2) Three years, if appointed in the Medical Service Corps (for a person who holds a degree of doctor of philosophy or comparable degree recognized by the Surgeon General in a science allied to medicine).
- (3) A period (not to exceed eight years), for a person who is a commissioned officer on active duty on the effective date of this Act, which is equal to the number of days, months and years of his commissioned service creditable in the computation of his

basic pay which is in excess of his years of active commissioned service and which when added to his years of active commissioned service, equals the number of days, months and years by which his age at time of appointment exceeds age 27.

(4) A period (not to exceed eight years) equal to the days, months and years by which his age exceeds twenty-seven, for not more than two hundred appointees who—

(A) are outstanding specialists in a critical field in accordance with criteria prescribed by the Secretary of the Army and approved by the President; and

(B) are appointed within two years after the effective date of this Act.

(5) A period (not to exceed two years) equal to the days, months and years by which his age exceeds twenty-seven.

(b) Notwithstanding any other provision of law, no person who was a cadet at the United States Military Academy, the United States Naval Academy or the United States Air Force Academy may be originally appointed in a commissioned grade in the Regular Army before the date on which his classmates at that Academy are graduated and appointed as officers. No person who was a cadet at, but did not graduate from, an Academy may be credited, upon appointment as a commissioned officer of the Regular Army, with longer service than that credited to any member of his class at that Academy whose service in the Army has been continuous since graduation. Academy non-graduates.

(c) Notwithstanding any other provision of law, a cadet at the United States Military Academy who completes the prescribed course of instruction may, upon graduation, be appointed a second lieutenant in the Regular Army. Whenever such an appointment or the appointment in the Regular Army, upon graduation, of a graduate of the United States Naval Academy or the United States Air Force Academy, results in there being a number of active-list commissioned officers in the Regular Army in excess of the authorized strength in those officers, that strength is temporarily increased as necessary for that appointment. Rank among the graduates of each class at such an Academy who, upon graduation, are appointed in the Regular Army shall be fixed under regulations prescribed by the Secretary of the Army. A graduate of the United States Military Academy, the United States Naval Academy, or the United States Air Force Academy who is appointed as a second lieutenant in the Regular Army is not entitled to any service credit under this title. Academy graduates.

SEC. 104. Based on the service credited under this title, the commissioned grade in which a person is appointed under this title is that which is held by the junior officer on the applicable promotion list who is not a deferred officer or an officer considered but not recommended for promotion under section 518, Officer Personnel Act of 1947 (10 U. S. C. 559i), having the same or next longer service, and the name of an officer so appointed shall be placed on that list immediately below such officer. Placement on list.

SEC. 105. The years of service for promotion credited to an officer under this title, or under other provisions of law, except service credited under section 103 (A) (1) and (2) of this title plus his subsequent active commissioned service in the Regular Army, shall be considered "years' service" within the meaning of section 514 of the Officer Personnel Act of 1947, as amended (10 U. S. C. 559c, 941a), if greater than that with which he would be credited under those provisions. 61 Stat. 910.

SEC. 106. This title does not apply to the appointment of officers of the Army Nurse Corps or the Army Medical Specialist Corps. "Years' Service,"
61 Stat. 902.
Nonapplicability.

This title, other than section 109, does not apply to the appointment of officers of the Medical Corps and Dental Corps.

Saving provision.

SEC. 107. This title does not terminate the appointment of any officer of the Regular Army.

Normal promotion.

SEC. 108. The promotion to a higher Regular grade of an officer of the Regular Army, otherwise eligible for promotion, may not be withheld because of an appointment under this title.

Active list, increase.
64 Stat. 322.

SEC. 109. Subsection 102 (b), Army and Air Force Authorization Act of 1949 (10 U. S. C. 20j (b)), is amended by striking out the words "thirty thousand six hundred" wherever they appear therein and inserting the figure "49,500".

TITLE II

AIR FORCE

Appointment authority.

SEC. 201. (a) The President, by and with the advice and consent of the Senate, may appoint commissioned officers in the Regular Air Force under this title.

Eligibility.

(b) To be eligible for appointment under this title, a person must—

- (1) be a citizen of the United States;
- (2) be at least twenty-one years of age;
- (3) be of good moral character;
- (4) be physically qualified for active service; and
- (5) have such other qualifications as the Secretary of the Air Force may prescribe.

Boards.

(c) The Secretary of the Air Force shall convene selection boards, to meet at times prescribed by him, to consider persons who are eligible for appointment in the Regular Air Force under this title. Each board shall be composed of at least five officers of the Regular Air Force. A recommendation for appointment must be made by the majority of the total membership of the board. The President may remove from the list of persons recommended by the board the name of any person who, in his opinion, is not qualified for appointment.

Limitation.

(d) Not more than a total of one hundred persons in any calendar year may be appointed and credited with years of service under section 203 (a) (2) of this title from civilians, and Reserves of the Air Force who are not on active duty and who have qualifications not otherwise available from members of the Air Force on active duty.

Maximum age.

SEC. 202. No person may be appointed in a commissioned grade in the Regular Air Force under this title if on the date of appointment he has already passed his thirtieth birthday. However, the maximum age limitation is increased by the period of active commissioned service in the Armed Forces performed after the appointee became twenty-one years of age and before his appointment. In addition, the Secretary of the Air Force may waive the maximum age limitation for any category in which, in his opinion, there is an inadequate number of officers with the required qualifications, but no person may be appointed under this Act if he is above the age which would permit him to complete twenty years of active commissioned service before he attains his fifty-fifth birthday.

Promotion list.
Service credit-
able.
61 Stat. 883.

SEC. 203. (a) For the purpose of determining grade, position on a promotion list, seniority in his grade in the Regular Air Force, eligibility for promotion, and mandatory retirement or elimination under the Officer Personnel Act of 1947 (10 U. S. C. 506 and the following), a person appointed in a commissioned grade in the Regular Air Force under this title shall be credited at the time of his appointment with the active commissioned service in the Armed Forces that he performed after becoming twenty-one years of age and before his

appointment. In addition and for the same purposes, under regulations to be prescribed by the Secretary of the Air Force—

(1) a person appointed under this title while on active duty in the Air Force may be credited with not more than two years of service; and

(2) a person appointed under section 201 (d) of this title may be credited with not more than eight years of service.

(b) A person appointed in the Regular Air Force under this title with a view to designation in one of the following categories shall be credited at the time of his appointment, in addition to the service with which he is credited under subsection (a), and for the purposes of determining grade, position on a promotion list, seniority in regular grade, and eligibility for promotion, with the following service:

(1) Veterinarian: Three years.

(2) Chaplain: Three years.

(3) Judge advocate: Three years.

(c) Under such regulations as the Secretary of the Air Force may prescribe, a person who is originally appointed in a commissioned grade in the Regular Air Force with a view to designation as a medical service officer, and who, at the time of appointment, holds a degree of doctor of philosophy or a comparable degree in a science allied to medicine, so recognized by the Secretary, may be credited at the time of his appointment, in addition to the service with which he is credited under subsection (a), and for the same purposes, with three years of service.

(d) Notwithstanding any other provision of law, no person who was a cadet at the United States Air Force Academy, the United States Military Academy, or the United States Naval Academy may be originally appointed in a commissioned grade in the Regular Air Force before the date on which his classmates at that Academy are graduated and appointed as officers. No person who was a cadet at, but did not graduate from, an Academy may be credited, upon appointment as a commissioned officer of the Regular Air Force, with longer service than that credited to any member of his class at that Academy whose service in the Air Force, or in the Army and the Air Force, has been continuous since graduation.

(e) Notwithstanding any other provision of law, a cadet at the United States Air Force Academy who completes the prescribed course of instruction may, upon graduation, be appointed a second lieutenant in the Regular Air Force. Whenever such an appointment or the appointment in the Regular Air Force, upon graduation, of a graduate of the United States Naval Academy or the United States Military Academy, results in there being a number of active list commissioned officers in the Regular Air Force in excess of the authorized strength in those officers, that strength is temporarily increased as necessary for that appointment. Rank among the graduates of each class at such an Academy who, upon graduation, are appointed in the Regular Air Force, shall be fixed under regulations prescribed by the Secretary of the Air Force. A graduate of the United States Air Force Academy, United States Military Academy or United States Naval Academy who is appointed as a second lieutenant in the Regular Air Force is not entitled to any service credit under this title.

Sec. 204. Based on the service credited under this title, the commissioned grade in which a person is appointed under this title is:

(1) For persons with less than three years of service: Second lieutenant.

(2) For persons with at least three, but less than seven, years of service: First lieutenant.

(3) For persons with at least seven, but less than fourteen, years of service: Captain.

Specialists.

Academy non-graduates.

Academy graduates.

Rank.

(4) For persons with at least fourteen, but less than twenty-one, years of service: Major.

(5) For persons with at least twenty-one years of service: Lieutenant colonel.

Placement on list.

The name of each person appointed under this title shall be placed on the applicable promotion list immediately below the junior officer of the same grade having the same or next longer service for promotion purposes.

Savings provision.

SEC. 205. This title does not terminate the appointment of any officer of the Regular Air Force.

Normal promotion.

SEC. 206. The promotion to a higher regular grade of any officer of the Regular Air Force, otherwise eligible for promotion, may not be withheld because of an appointment under this title.

Additional promotion-list service.

SEC. 207. (a) Notwithstanding any other provision of law each officer of the Regular Air Force on the date of enactment of this title who was appointed therein under the provisions of section 506 (c) of the Officer Personnel Act of 1947 and whose active commissioned service in the Armed Forces is greater than that credited to him under that section (10 U. S. C. 506c (c)) at the time of his appointment, plus his active commissioned service after that appointment, shall be credited, for the purposes set forth in section 203 (a) of this title, with the total amount of his active commissioned service in the Armed Forces performed after December 6, 1941, and after becoming twenty-one years of age, and which has not been previously credited to him.

61 Stat. 890.

Specialists.

(b) The years service credited, for the purpose of determining grade, position on a promotion list, seniority in regular grade, and eligibility for promotion, to each officer of the Regular Air Force, who is designated as a judge advocate, veterinary officer, or chaplain, and who was appointed under the Act of December 28, 1945 (59 Stat. 663), may be increased, but not by more than three years, under regulations to be prescribed by the Secretary of the Air Force.

10 USC 501-506e note.

Mandatory consideration.

(c) Each officer who, as a result of being credited with service under this section, becomes eligible for mandatory consideration for promotion under section 509 of the Officer Personnel Act of 1947 (10 U. S. C. 559c) shall be considered by a selection board convened for that purpose in the manner provided in section 507 of the Officer Personnel Act of 1947 (10 U. S. C. 559a). If he is recommended for promotion by that board, he shall be placed on the applicable promotion list immediately below the junior officer on that list having the same or next longer service for promotion purposes and shall be given a date of rank accordingly. If he is not recommended for promotion by that board, he is a deferred officer. However, such an officer may not, because of this failure of recommendation, have his years of service reduced under section 509 (g) of the Officer Personnel Act of 1947 (10 U. S. C. 559c), and he shall be considered by the next regularly convened selection board considering officers of his grade and category. If he is recommended for promotion by that board, his years of service for promotion purposes shall be reduced so that he will be junior by at least one day to the junior officer who was considered and recommended for promotion by the selection board which failed to recommend him for promotion, and who has the same or next longer period of service. If he is not recommended by that selection board, he shall be treated as provided in the last sentence of section 509 (h) of the Officer Personnel Act of 1947 (10 U. S. C. 559c (h)).

61 Stat. 894.

61 Stat. 892.

61 Stat. 896.

61 Stat. 896.
Regular list.
Additional service.

SEC. 208. (a) Notwithstanding any other provision of law, the years' service credited to an officer of the Regular Air Force on the date of enactment of this title for the purposes set forth in section 203 (a) of this title, may be increased, but not by more than two years,

under regulations to be prescribed by the Secretary of the Air Force.

(b) Each officer who, as a result of being credited with service under this section, becomes eligible for mandatory consideration for promotion under section 509 of the Officer Personnel Act of 1947 (10 U. S. C. 559c) shall be considered by the next regularly convened selection board considering officers of his grade and category.

61 Stat. 894.

SEC. 209. An officer whose years' service is readjusted under section 207 or 208 of this title may have his date of rank in permanent grade and his position on the applicable promotion list adjusted to reflect his increased years' service.

Adjustment of
date or rank.

SEC. 210. Section 202 (b) of the Army and Air Force Authorization Act of 1949 (10 U. S. C. 20s (b)) is amended by striking out the words "twenty-seven thousand five hundred" and inserting the figure "69,425" in lieu thereof.

Active list, in-
crease.
64 Stat. 323.

SEC. 211. This title does not apply to the appointment of persons appointed with a view to designation as medical officers, dental officers, Air Force nurses, or Air Force medical specialists.

Nonapplicabil-
ity.

TITLE III

MISCELLANEOUS PROVISIONS

SEC. 301. The Secretary of Defense, with the approval of the President, shall project annually for the ensuing five years the active duty Regular commissioned list strength in each of the armed services (exclusive of any additional extra numbers authorized by special provision of law).

Regular officer
strength.
Projection.

SEC. 302. Section 503 (a) of the Officer Personnel Act of 1947 (61 Stat. 885; 10 U. S. C. 506a (a)) is amended to read as follows:

"(a) (1) The authorized strength of the Regular Army in general officers on the active list, exclusive of the number authorized for the Army Medical Service and the chaplains, is seventy-five ten-thousandths of the authorized strength of the Regular Army in commissioned officers on the active list, exclusive of the number of commissioned officers on the active list authorized for the Army Medical Service and the chaplains. Of this authorized strength, not more than one-half may be in a regular grade above brigadier general. The authorized strength of each of the following branches—

Authorized
strength.
Army.

- (A) the Medical Corps;
- (B) the Dental Corps;
- (C) the Veterinary Corps; and
- (D) the Chaplains;

in general officers on the active list of the Regular Army is five one-thousandths of the authorized strength of the branch concerned in commissioned officers on the active list of the Regular Army. Not more than one-half of the authorized strength in general officers in such a branch may be in a regular grade above brigadier general. When the application of the percentages and ratios specified in this subsection results in a fraction, a fraction of one-half or more is counted as one, and a fraction of less than one-half is disregarded. General officers on the active list of the Regular Army who are specifically authorized by law to hold any civil office under the United States, or any instrumentality thereof, are not counted in determining authorized strength under this Act.

"(2) The authorized strength of the Regular Air Force in general officers on the active list is seventy-five ten-thousandths of the authorized strength of the Regular Air Force in commissioned officers on the active list. Of this authorized strength, not more than one-half may be in a regular grade above brigadier general. However, the number of officers on the active list of the Regular Air Force in any regular

Air Force.

grade above colonel on the last day of each fiscal year may not be more than the number of general officers authorized in title III of the Officer Grade Limitation Act of 1954 (68 Stat. 69; 10 U. S. C. 1843 et seq.) for the total number of commissioned officers of the Air Force on active duty as of that date, as determined by the Secretary of the Air Force. When the application of the percentage above specified results in a fraction, a fraction of one-half or more is counted as one, and a fraction of less than one-half is disregarded. General officers on the active list of the Regular Air Force who are specially authorized by law to hold any civil office under the United States, or any instrumentality thereof, are not counted in determining authorized strength under this Act."

Report to con-
gressional com-
mittees.

SEC. 303. The names of officers appointed under the provisions of section 103 (a) (4) and section 201 (d), together with the grades to which appointed and the justification therefor, shall be submitted to the Committees on Armed Services of the House and Senate not later than July 15, 1958, and each year thereafter.

Repeals.

34 USC 17c.

61 Stat. 890.

SEC. 304. The following are repealed:

(1) Section 5 of the Act of August 9, 1955 (69 Stat. 607).

(2) Section 506 of the Officer Personnel Act of 1947 (10 U. S. C. 506c).

Approved July 20, 1956.

Public Law 738

CHAPTER 647

July 20, 1956
[H. R. 11402]

AN ACT

To extend the existing application of the Temporary Promotion Act of 1941, as amended, to the Coast Guard, and for other purposes.

Coast Guard.
Temporary pro-
motions.
62 Stat. 302.

63 Stat. 497.
Commissioned
officers.
Number, etc.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 16 of the Act of July 23, 1947 (ch. 301, 61 Stat. 413), as amended, is amended by deleting the words "January 1, 1957" and inserting in lieu thereof the words "January 1, 1962".

SEC. 2. Section 42 of title 14, United States Code, is amended by striking the words "two thousand two hundred and fifty" in the first sentence of the section and inserting in lieu thereof the words "three thousand", and by amending the fifth sentence of the section to read as follows: "The Secretary shall, at least once each year, make such a computation, and the resulting numbers in the various grades as so computed shall be held and considered for all purposes as the authorized number in such various grades, except that the authorized number for a grade is temporarily increased during the period between one computation and the next by the number of officers originally appointed in that grade during that period and the number of officers of that grade for whom vacancies exist in the next higher grade but whose promotion has been delayed for any reason."

SEC. 3. (a) Title 14, United States Code, is amended by inserting the following new section:

"§ 439. Oath of Office.

"A commissioned or warrant officer of the Coast Guard or Coast Guard Reserve who has served continuously since he subscribed to the oath of office prescribed in section 16 of title 5, is not required to take a new oath upon his promotion to a higher grade."

23 Stat. 22.

(b) The analysis of chapter 11, title 14, United States Code, is amended by inserting the following item:

"439. Oath of Office".

Approved July 20, 1956.

Public Law 739

CHAPTER 648

AN ACT

To provide for the conveyance of certain lands of the United States to the Board of Commissioners of Volusia County, Florida.

July 20, 1956
[H. R. 9774]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of General Services is authorized and directed to convey for public purposes by quitclaim deed to the Board of Commissioners of Volusia County, Florida, at a price equal to 50 per centum of the fair market value of the property as determined by the Administrator, General Services all of the right, title, and interest of the United States in and to the tracts of land more particularly described as follows:

Volusia County,
Fla.
Conveyance.

PARCEL A

Beginning at an 8 inch by 8 inch granite monument marking the northwest corner of the Ponce de Leon Lighthouse Reservation as described in deed executed by Barlota C. Pacetti, Martha J. Pacetti, and Mercides F. de Pacetti, in favor of the United States dated December 1, 1883, measure thence south 10 degrees 00 minutes west for 415 feet to a point; thence south 80 degrees 00 minutes east for 125 feet to a point; thence north 10 degrees 00 minutes east for 160 feet to a point; thence north 60 degrees 00 minutes east for 396.7 feet to a point; thence north 80 degrees 00 minutes west for 428.9 feet to the point of beginning containing 2.08 acres more or less. All as shown on drawing SK-2123 dated March 21, 1955.

PARCEL B

Beginning at an 8 inch by 8 inch monument at the northwest corner of the Ponce de Leon Lighthouse Reservation as described in deed executed by Barlota C. Pacetti, Martha J. Pacetti, and Mercides F. de Pacetti in favor of the United States dated December 1, 1883, measure south 10 degrees 00 minutes west a distance of 445 feet to a point, which is the northwest corner of parcel numbered "B" and the point of beginning of this description.

Thence south 10 degrees 00 minutes west for 215 feet to an 8 inch by 8 inch granite monument; thence south 80 degrees 00 minutes east for 660 feet to a point; thence north 10 degrees 00 minutes east for 215 feet to a point; thence north 80 degrees 00 minutes west for 660 feet to the point of beginning containing 3.26 acres more or less, excepting, however, the right of ingress and egress over a portion of this land which is described as follows:

From the northwest corner of the above-described parcel "B" measure south 80 degrees 00 minutes east a distance of 299 feet to a point which shall be the point of beginning and the northwest corner of the right-of-way; thence south 10 degrees 00 minutes west for 215 feet to a point; thence south 80 degrees 00 minutes east for 25 feet to a point; thence north 10 degrees 00 minutes east for 215 feet to a point; thence north 80 degrees 00 minutes west for 25 feet to the point of beginning.

All as shown on drawing SK-2123 dated March 21, 1955.

SEC. 2. The conveyance authorized by this Act shall contain the following conditions:

Conditions.

(1) A condition that no structure shall be erected on the property

conveyed which would in any way obscure or otherwise interfere with the usefulness or visibility of the light or tower; and

(2) A condition that in the event the property so conveyed to such county ceases to be used for public purposes, title therein shall revert to the United States.

Approved July 20, 1956.

Public Law 740

CHAPTER 649

July 20, 1956
[S. 976]

AN ACT

To provide for the release of the right, title, and interest of the United States in a certain tract or parcel of land conditionally granted by it to the city of Montgomery, West Virginia.

Montgomery,
W. Va.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Army is authorized to modify by appropriate written instrument the exception and reservation to the United States of America in the deed executed by the Secretary of War on December 13, 1938, pursuant to the Act of Congress approved June 14, 1938 (52 Stat. 675), of the perpetual right to flood such part of the eight and three-tenths acres conveyed to the town of Montgomery, West Virginia, as may be necessary from time to time in the interests of navigation so as to limit such exception and reservation to the portion of the eight and three-tenths acres located below elevation 619 feet, mean sea level, and to release by appropriate written instrument to the city of Montgomery, West Virginia, such restrictions and conditions imposed by section 2 of said Act of June 14, 1938, and included in the deed granted pursuant thereto: *Provided*, That any release by the Secretary of the Army of the restrictions and conditions imposed by section 2 of said Act of June 14, 1938, shall be effective only in the event the land described in such Act is conveyed to the State of West Virginia within one year from the date of enactment of this Act on condition that it shall be used for National Guard or other military purposes.

Reversion to
U. S.

If the State of West Virginia shall cease to use the property for the purpose intended then the title thereto shall immediately revert to the United States and, in addition, all improvements made by the State of West Virginia during its occupancy shall vest in the United States without payment or compensation therefor.

National emergency.

The conveyance of the property authorized by this Act shall be upon the further provision that whenever the Congress of the United States declares a state of war or other national emergency, or the President declares a state of emergency, and upon the determination by the Secretary of Defense that the property conveyed under this Act is useful or necessary for military, air, or for naval purposes, or in the interest of national defense, the United States shall have the right, without obligation to make payment of any kind, to reenter upon the property and use the same or any part thereof, including any and all improvements made thereon by the State of West Virginia, for the duration of such state of war or of such emergency. Upon the termination of such state of war or of such emergency, plus six months, such property shall revert to the State of West Virginia, together with all appurtenances and utilities belonging or appertaining thereto.

Mineral rights.

All mineral rights, including gas and oil, in the lands authorized by this Act shall be reserved to the United States.

Survey cost.

The cost of any surveys necessary as an incidence to the conveyance authorized herein shall be borne by the State of West Virginia.

Approved July 20, 1956.

Public Law 741

CHAPTER 650

AN ACT

July 20, 1956
[S. 3163]

To amend section 401 (e) of the Civil Aeronautics Act of 1938 in order to authorize permanent certification for certain air carriers operating in Hawaii and Alaska.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 401 (e) of the Civil Aeronautics Act of 1938, as amended (49 U. S. C. 481 (e)), is amended by adding at the end thereof the following:

“(4) If any applicant who makes application for a certificate within one hundred and twenty days after the date of enactment of this paragraph shall show that on such date it or its predecessor in interest was an air carrier, furnishing service within either the Territory of Hawaii or the Territory of Alaska (including service between Alaska and adjacent Canadian territory) authorized by certificate or certificates of public convenience and necessity issued by the Civil Aeronautics Board to render such service within such Territory, and that any portion of such service between any points or for any class of traffic was performed pursuant to a temporary certificate or certificates of public convenience and necessity issued by the Civil Aeronautics Board, the Board shall, upon proof of such facts alone, issue a certificate or certificates of indefinite duration authorizing such applicant to engage in air transportation within such Territory between the same points and in the same manner and for each such class of traffic as temporarily authorized by such certificate or certificates as of the date of enactment of this paragraph.”

Approved July 20, 1956.

Civil Aeronautics Act of 1938, amendment, 69 Stat. 49, Alaska and Hawaii. Air carriers.

Public Law 742

CHAPTER 651

AN ACT

July 20, 1956
[H. R. 8817]

To provide for the conveyance of certain property of the United States to the city of Corbin, Kentucky.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of General Services shall convey to the city of Corbin, Kentucky, all right, title, and interest of the United States in and to the tract of land containing six acres, more or less (together with all improvements thereon), located within that city, which tract of land was acquired by the United States from J. H. Early and his wife, Alice Early, as evidenced by the deed dated July 28, 1938, and recorded in the land records of Whitley County, Kentucky, on July 30, 1938, in book 140, at page 239, upon the payment by the city of Corbin of an amount equal to the fair market value of such tract of land (together with the improvements thereon) as determined by such qualified contract appraiser or appraisers as the Administrator of General Services shall select. In the event the city of Corbin fails to tender the purchase price within one year after being informed of the amount thereof by the Administrator, he is hereby authorized to dispose of said tract and improvements under the Federal Property and Administrative Services Act of 1949, as amended.

SEC. 2. In order to carry out the purpose of this Act, there are hereby transferred from the Secretary of Agriculture to the Administrator of General Services the custody and control of the land referred to in the first section of this Act.

Approved July 20, 1956.

Corbin, Ky. Conveyance.

63 Stat. 377.
40 USC 471 note.
GSA.
Custody and control.

Public Law 743

CHAPTER 652

July 20, 1956
[H. R. 6501]

AN ACT

To amend the Act of July 17, 1914, to permit the disposal of certain reserve mineral deposits under the mining laws of the United States.

Mineral deposits.
Disposal.

30 USC 22, 181
et seq.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first sentence of section 2 of the Act entitled "An Act to provide for agricultural entry of lands withdrawn, classified, or reported as containing phosphate, nitrate, potash, oil, gas, or asphaltic minerals", approved July 17, 1914 (38 Stat. 509; 30 U. S. C. 122), is hereby amended by striking out "such deposits to be subject to disposal by the United States only as shall be hereafter expressly directed by law" and inserting in lieu thereof, "such deposits to be subject to disposal by the United States only as shall be hereafter expressly directed by law: *Provided, however,* That all mineral deposits heretofore or hereafter reserved to the United States under this Act which are subject, at the time of application for patent, to valid and subsisting rights acquired by discovery and location under the mining laws of the United States made prior to the date of the Mineral Leasing Act of February 25, 1920 (41 Stat. 437), shall hereafter be subject to disposal to the holders of those valid and subsisting rights by patent under the mining laws of the United States in force at the time of such disposal".

Approved July 20, 1956.

Public Law 744

CHAPTER 653

July 20, 1956
[H. R. 11611]

AN ACT

To provide for the establishment of the Pea Ridge National Military Park, in the State of Arkansas.

Pea Ridge Na-
tional Military
Park, Ark.
Establishment.

Determination of
desirable areas.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That when not less than one thousand two hundred acres of the non-Federal lands hereinafter described (together with improvements thereon) and known as the Pea Ridge Battlefield, near Bentonville, Arkansas, shall have been acquired and transferred free and clear of all encumbrances to the United States without expense to the Federal Government, such areas shall be, and are hereby, dedicated and set apart as a unit of the National Park System for the benefit and enjoyment of the people of the United States, under the name of the Pea Ridge National Military Park.

SEC. 2. The Secretary of the Interior is hereby authorized and directed to make an examination of the Pea Ridge Battlefield with a view to determining the area or areas thereof deemed desirable for inclusion in the Pea Ridge National Military Park and which—except for not more than twenty acres of any other lands adjacent to such battlefield found by the Secretary to be necessary to carry out the provisions of this Act—lie within the lands particularly described as follows: sections 17, 18, 19, 20, 29, 30, 31, 32, and 33, all township 21 north, range 28 west, Fifth principal meridian; sections 4, 5, 6, 7, and 8, all township 20 north, range 28 west, Fifth principal meridian; sections 13, 14, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 31, 32, 33, 34, 35, and 36, all township 21 north, range 29 west, Fifth principal meridian; and sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, and 12, all township 20 north, range 29 west, Fifth principal meridian.

SEC. 3. (a) The National Park Service under the direction of the Secretary of the Interior, shall administer, protect, and develop the park, subject to the provisions of the Act entitled "An Act to establish a National Park Service, and for other purposes," approved August 25, 1916 (39 Stat. 535), as amended.

(b) In order to provide for the proper development and maintenance of the park, the Secretary of the Interior shall construct and maintain therein such roads, trails, markers, buildings, and other improvements, and such facilities for the care and accommodation of visitors, as he may deem necessary.

SEC. 4. This Act shall become effective if and when the requirements of section 1 and 2 hereof shall have been fully complied with to the satisfaction of the President of the United States, who shall then issue a notice declaring that the requirements herein have been met, and said notice shall formally dedicate and set aside the areas transferred to the United States in accordance with the provisions of section 1 hereof.

SEC. 5. There are hereby authorized to be appropriated such sums as may be necessary to carry out the provisions of this Act.

Approved July 20, 1956.

Administration.

16 USC 1 note.
Improvements.

Dedication.

Appropriation.

Public Law 745

CHAPTER 654

AN ACT

To provide for the transfer of certain property situated in the State of Maine to the town of Castine, Maine.

July 20, 1956
[H. R. 11520]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of General Services is authorized and directed to convey by quitclaim deed, without consideration, to the town of Castine, Maine, for public-park purposes, all right, title, and interest of the United States in and to that portion of the property known as the Dice Head Lighthouse Reservation, Maine, consisting of the light tower and the plot of land surrounding such tower one hundred feet square (together with any right of ingress and egress thereto), which was excepted from the conveyance transferring a part of such reservation to the town of Castine, Maine, authorized by section 5 of the Act entitled "An Act to authorize the Secretary of Commerce to dispose of certain lighthouse reservations, and for other purposes", approved May 28, 1935 (49 Stat. 305), such property having been transferred to the Administrator of General Services for disposition as surplus property. The exact legal description of the property authorized to be conveyed under this Act shall be determined by the said Administrator.

Castine, Maine.
Conveyance.

SEC. 2. The conveyance authorized by this Act shall be subject to the conditions (1) that in the event the property conveyed pursuant to this Act ceases to be used for public-park purposes, all right, title, and interest so conveyed shall revert to the United States in accordance with the provisions of section 36 of the Act referred to in the first section of this Act, and (2) that the United States reserves the right to resume ownership, possession, and control, for Government purposes, of any of such property so conveyed, at any time and without the consent of the grantee.

Conditions.

Approved July 20, 1956.

Public Law 746

CHAPTER 655

July 20, 1956
[S. 3412]

AN ACT

To extend the provisions of title XIII of the Civil Aeronautics Act of 1938, as amended, relating to war risk insurance for an additional five years.

War risk insur-
ance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1312 of title XIII of the Civil Aeronautics Act of 1938, as amended (Act of June 23, 1938, ch. 601, 52 Stat. 977, as amended by the Act of June 14, 1951, ch. 123, 65 Stat. 69, 49 U. S. C. 722), is amended by striking out the word "five" and inserting in lieu thereof the word "ten".

Approved July 20, 1956.

Public Law 747

CHAPTER 656

July 20, 1956
[H. R. 9339]

AN ACT

To authorize the exchange of certain lands of the United States situated in Union County, Georgia, for lands within the Chattahoochee National Forest, Georgia, and for other purposes.

Union County,
Ga.
Exchange of
lands.
36 Stat. 962.
16 USC 513.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, with the approval of the National Forest Reservation Commission as established by section 4 of the Act of March 1, 1911 (36 Stat. 961), the Secretary of Agriculture is hereby authorized to exchange a parcel of land situated in lots 451 and 452, district 11, section 1, Union County, Georgia, comprising 2.10 acres, more or less, and being the same tract acquired by the United States by deed dated January 23, 1936, and recorded at page 168 of deed book AA, records of Union County, Georgia, for lands of at least equal value situated within the exterior boundaries of the Chattahoochee National Forest in the State of Georgia: *Provided*, That lands conveyed by either party under the provisions of this Act may be subject to such reservations, exceptions, and conditions as the Secretary of Agriculture may approve: *Provided further*, That any lands conveyed to the United States under the provisions of this Act shall be subject to all the laws, rules, and regulations applicable to lands acquired under the aforementioned Act of March 1, 1911, as amended.

Approved July 20, 1956.

Public Law 748

CHAPTER 657

July 20, 1956
[H. R. 9137]

AN ACT

To waive section 142, of title 28, United States Code, with respect to the United States District Court for the Western District of North Carolina holding court at Bryson City, North Carolina.

62 Stat. 898.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the limitations and restrictions contained in section 142, title 28, of the United States Code, shall be waived insofar as pertains to holding court by the United States District Court for the Western District of North Carolina at Bryson City, North Carolina.

Approved July 20, 1956.

Public Law 749

CHAPTER 658

AN ACT

To continue the effectiveness of the Missing Persons Act, as extended, until July 1, 1957.

July 20, 1956
[H. R. 9500]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 15, Missing Persons Act (56 Stat. 147, 1093), as amended, is further amended by deleting "July 1, 1956" and inserting in lieu thereof "July 1, 1957".

69 Stat. 238.
50 U S C app.
1015.

Approved July 20, 1956.

Public Law 750

CHAPTER 659

AN ACT

To authorize the Administrator of General Services to convey certain land to the county of Galveston, Texas.

July 20, 1956
[H. R. 10479]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of General Services is authorized and directed to convey without consideration by quitclaim deed a certain parcel of Government realty, described hereinafter, to the county of Galveston, Texas for public road purposes.

Galveston, Tex.
Conveyance.

SEC. 2. The land referred to in section 1 is a strip of land one hundred feet in width, extending across the entire southerly boundary of old Fort Crockett Military Reservation, beginning from the centerline of Thirty-ninth Street, and extending westerly to the easterly line of Fifty-third Street, city of Galveston, Texas. Width of said strip is measured northerly from the northerly edge of the concrete seawall. A more particular description of the realty conveyed herein shall be made in the deed of conveyance by the Administrator of General Services.

SEC. 3. If at any time within the twenty years following the conveyance herein the realty so conveyed is no longer used for public road purposes, title to such realty, together with all improvements thereon, shall revert to the United States of America.

Reversion to U.S.

Approved July 20, 1956.

Public Law 751

CHAPTER 660

AN ACT

To amend section 2 of the Act of March 29, 1956 (70 Stat. 58), authorizing the conveyance to Lake County, California, of the Lower Lake Rancheria, and for other purposes.

July 20, 1956
[H. R. 11163]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Act of March 29, 1956 (70 Stat. 58), is amended by striking all of the section following the phrase "for the following-described land, to wit", and inserting: "Beginning at a point on the east line of lot 2, section 34, township 13 north, range 7 west, Mount Diablo base and meridian, that is situated south 48 degrees 17 minutes 30 seconds east, a distance of 849.39 feet from a point that is north 48 degrees 19 minutes 57 seconds west, a distance of 4,276.27 feet from the southeast corner of said section 34 and from said point of beginning, running thence north along the east line of said lot 2 to the the center of said

Lower Lake
Rancheria, Lake
County, Calif.
Ante, p. 59.

section 34; thence east along the line running east and west through the center of said section 34, a distance of 431.9 feet; thence north 48 degrees 12 minutes west, a distance of 464.5 feet; thence west to the west line of said lot 2; thence south along the west line of said lot 2 to the U. S. meander line of Clear Lake; thence southeasterly along said meander line to the east line of said lot 2; thence north along the east line of said lot 2, to the point of beginning, containing 41 acres, more or less."

Approved July 20, 1956.

Public Law 752

CHAPTER 661

AN ACT

July 20, 1956
[H. R. 11375]

To amend the Agricultural Act of 1949, as amended, to further extend the Special School Milk Program to certain institutions for the care and training of children.

School Milk Program.
63 Stat. 1052.
7 USC 1446.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the last sentence of section 201 (c) of the Agricultural Act of 1949, as amended, is amended to read as follows: "For the period beginning September 1, 1954, and ending June 30, 1955, not to exceed \$50,000,000, and for the fiscal year ending June 30, 1956, not to exceed \$60,000,000, and for each of the two fiscal years in the period beginning July 1, 1956, and ending June 30, 1958, not to exceed \$75,000,000, of the funds of the Commodity Credit Corporation shall be used to increase the consumption of fluid milk by children in (1) nonprofit schools of high-school grade and under; and in (2) nonprofit nursery schools, child-care centers, settlement houses, summer camps, and similar nonprofit institutions devoted to the care and training of children."

Approved July 20, 1956.

Public Law 753

CHAPTER 665

AN ACT

July 23, 1956
[H. R. 9801]

To authorize and direct the Panama Canal Company to construct, maintain, and operate a bridge over the Panama Canal at Balboa, Canal Zone.

Panama Canal bridge.

59 Stat. 1289.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That it is hereby declared that the United States is obligated under the terms of point 4 of the General Relations Agreement between the United States and the Republic of Panama, effected by an exchange of notes signed at Washington on May 18, 1942 (Executive Agreement Series Numbered 452), to construct a tunnel under or a bridge over the Panama Canal at Balboa; that a high-level bridge at such point would be more desirable than a tunnel; that the construction, maintenance, and operation of any such bridge and the approaches thereto should be administered by the Panama Canal Company; and that the expenses of construction, maintenance, and operation of any such bridge and the approaches thereto should be treated as extraordinary expenses incurred through a directive based on national policy and not related to the operations of the Panama Canal Company.

SEC. 2. The Panama Canal Company is authorized and directed to construct, or to cause to be constructed, and to maintain and operate, a high-level bridge, including approaches, over the Panama Canal at Balboa, Canal Zone.

SEC. 3. There are hereby authorized to be appropriated such amounts as may be necessary to carry out the provisions of this Act.

Approved July 23, 1956.

Public Law 754

CHAPTER 666

AN ACT

To authorize modification of the flood-control project for Missouri River Agricultural Levee Unit 513-512-R, Richardson County, Nebraska.

July 24, 1956
[S. 1358]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the authorization for Missouri River Agricultural Levee Unit 513-512-R, lying within the area of Drainage District Numbered 1 of Richardson County, Nebraska, included in the general comprehensive plan for flood control and other purposes in the Missouri River Basin, approved by the Act of June 28, 1938, as modified by the Act of December 22, 1944, and other Acts, is hereby further modified to include Federal participation in certain highway bridge relocation and construction over the Nemaha River, to include constructing a new bridge near the mouth of the Nemaha River (exclusive of approaches to be provided by local interests) to replace a structure destroyed by the flood of 1951, approximately three hundred feet long with twenty-two-foot roadway, at an estimated Federal cost of \$163,500.

Nemaha River,
Nebr., bridge.

52 Stat. 1218.
58 Stat. 891.

Approved July 24, 1956.

Public Law 755

CHAPTER 667

AN ACT

To exclude certain lands from Acadia National Park, Maine, and to authorize their disposal as surplus Federal property.

July 24, 1956
[S. 2305]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the tract of land in Acadia National Park, State of Maine, comprising approximately three hundred acres and identified as the "Green Lake Fish Hatchery Tract" is hereby excluded from Acadia National Park, and the said tract is authorized to be disposed of in accordance with the laws relating to the disposition of Federal property.

Acadia National
Park, Maine.

Approved July 24, 1956.

Public Law 756

CHAPTER 668

AN ACT

To amend the Soil Conservation and Domestic Allotment Act, as amended.

July 24, 1956
[S. 3120]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 8 of the Soil Conservation and Domestic Allotment Act, as amended (16 U. S. C. 590h), is amended by striking out of subsection (a) "January 1, 1957" and "December 31, 1956", wherever they appear therein, and inserting in lieu thereof "January 1, 1959" and "December 31, 1958", respectively.

68 Stat. 907.

Approved July 24, 1956.

Public Law 757

CHAPTER 669

July 24, 1956
[S. 3073]

AN ACT

To grant a franchise to D. C. Transit System, Inc., and for other purposes.

D. C. Transit
System, Inc.
Franchise.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

TITLE I

PART 1.—FRANCHISE PROVISIONS

SECTION 1. (a) There is hereby granted to D. C. Transit System, Inc., a corporation of the District of Columbia (referred to in this part as the "Corporation") a franchise to operate a mass transportation system of passengers for hire within the District of Columbia and between the District of Columbia and points within the area (referred to in this part as the "Washington Metropolitan Area") comprising all of the District of Columbia, the cities of Alexandria and Falls Church, and the counties of Arlington and Fairfax in the Commonwealth of Virginia and the counties of Montgomery and Prince Georges in the State of Maryland, subject, however, to the rights to render service within the Washington Metropolitan Area possessed, at the time this section takes effect, by other common carriers of passengers: *Provided*, That nothing in this section shall be construed to exempt the Corporation from any law or ordinance of the Commonwealth of Virginia or the State of Maryland or any political subdivision of such Commonwealth or State, or of any rule, regulation, or order issued under the authority of any such law or ordinance, or from applicable provisions of the Interstate Commerce Act and rules and regulations prescribed thereunder.

49 USC 27 and
note.

Definitions.

(b) Wherever reference is made in this part to "D. C. Transit System, Inc." or to the "Corporation", such reference shall include the successors and assigns of D. C. Transit System, Inc.

(c) As used in this part the term "franchise" means all the provisions of this part 1.

Term.

SEC. 2. (a) This franchise is granted for a term of twenty years: *Provided, however*, That Congress reserves the right to repeal this franchise at any time for its non-use.

(b) In the event of cancellation of this franchise by Congress after seven years from the date this franchise takes effect for any reason other than non-use, the Corporation waives its claim for any damages for loss of franchise.

PUC certificate
for competitive
line.

SEC. 3. No competitive street railway or bus line, that is, bus or railway line for the transportation of passengers of the character which runs over a given route on a fixed schedule, shall be established to operate in the District of Columbia without the prior issuance of a certificate by the Public Utilities Commission of the District of Columbia (referred to in this part as the "Commission") to the effect that the competitive line is necessary for the convenience of the public.

Legislative
policy.

SEC. 4. It is hereby declared as a matter of legislative policy that in order to assure the Washington Metropolitan Area of an adequate transportation system operating as a private enterprise, the Corporation, in accordance with standards and rules prescribed by the Commission, should be afforded the opportunity of earning such return as to make the Corporation an attractive investment to private investors. As an incident thereto the Congress finds that the opportunity to earn a return of at least 6½ per centum net after all taxes properly chargeable to transportation operations, including but not limited to income

taxes, on either the system rate base or on gross operating revenues would not be unreasonable, and that the Commission should encourage and facilitate the shifting to such gross operating revenue base as promptly as possible and as conditions warrant; and if conditions warrant not later than August 15, 1958. It is further declared as a matter of legislative policy that if the Corporation does provide the Washington Metropolitan Area with a good public transportation system, with reasonable rates, the Congress will maintain a continuing interest in the welfare of the Corporation and its investors.

SEC. 5. The initial schedule of rates which shall be effective within the District of Columbia upon commencement of operations by the Corporation shall be the same as that effective for service by Capital Transit Company approved by the Commissioners of the District of Columbia pursuant to the Act of August 14, 1955 (Public Law No. 389, 84th Congress; 69 Stat. 724), in effect on the date of the enactment of this Act, and shall continue in effect until August 15, 1957, and thereafter until superseded by a schedule of rates which becomes effective under this section. Whenever on or after August 15, 1957, the Corporation files with the Commission a new schedule of rates, such new schedule shall become effective on the tenth day after the date of such filing, unless the Commission prescribes a lesser time within which such new schedule shall go into effect, or unless prior to such tenth day the Commission suspends the operation of such new schedule. Such suspension shall be for a period of not to exceed one hundred twenty days from the date such new schedule is filed. If the Commission suspends such new schedule it shall immediately give notice of a hearing upon the matter and, after such hearing and within such suspension period, shall determine and by order fix the schedule of rates to be charged by the Corporation. If the Commission does not enter an order, to take effect at or prior to the end of the period of suspension, fixing the schedule of rates to be charged by the Corporation, the suspended schedule filed by the Corporation may be put into effect by the end of such period, and shall remain in effect until the Commission has issued an appropriate order based on such proceeding.

Rates.

SEC. 6. The Corporation is hereby authorized and empowered to engage in special charter or sightseeing services subject to compliance with applicable laws, rules and regulations of the District of Columbia and of the municipalities or political subdivisions of the States in which such service is to be performed, and with applicable provisions of the Interstate Commerce Act and rules and regulations prescribed thereunder.

Charter and sightseeing services.

SEC. 7. The Corporation shall be obligated to initiate and carry out a plan of gradual conversion of its street railway operations to bus operations within seven years from the date of the enactment of this Act upon terms and conditions prescribed by the Commission, with such regard as is reasonably possible when appropriate to the highway development plans of the District of Columbia and the economies implicit in coordinating the Corporation's track removal program with such plans; except that upon good and sufficient cause shown the Commission may in its discretion extend beyond seven years, the period for carrying out such conversion. All of the provisions of the full paragraph of the District of Columbia Appropriation Act, 1942 (55 Stat. 499, 533), under the title "HIGHWAY FUND, GASOLINE TAX AND MOTOR VEHICLE FEES", subtitle "STREET IMPROVEMENTS", relating to the removal of abandoned tracks, reglacing of track areas, and paving abandoned track areas, shall be applicable to the Corporation.

Conversion to bus operation.

Track removal.

SEC. 8. (a) As of August 15, 1956, paragraph numbered 5 of section 6 of the Act entitled "An Act making appropriations to provide for the expenses of the Government of the District of Columbia for the fiscal

Taxes.

- year ending June thirtieth, nineteen hundred and three, and for other purposes", approved July 1, 1902, as amended (D. C. Code, sec. 47-1701), is amended by striking out the third and fourth sentences and inserting in lieu thereof the following: "Each gas, electric-lighting, and telephone company shall pay, in addition to the taxes herein mentioned, the franchise tax imposed by the District of Columbia Income and Franchise Tax Act of 1947, and the tax imposed upon stock in trade of dealers in general merchandise under paragraph numbered 2 of section 6 of said Act approved July 1, 1902, as amended."
- (b) Notwithstanding subsection (a) of this section, the Corporation shall be exempt from the following taxes:
- (1) The gross sales tax levied under the District of Columbia Sales Tax Act;
- (2) The compensating use tax levied under the District of Columbia Use Tax Act;
- (3) The excise tax upon the issuance of titles to motor vehicles and trailers levied under subsection (j) of section 6 of the District of Columbia Traffic Act of 1925, as amended (D. C. Code, sec. 40-603 (j) (4));
- (4) The taxes imposed on tangible personal property, to the same extent that the Capital Transit Company was exempt from such taxes immediately prior to the effective date of this section under the provisions of the Act of July 1, 1902, as amended; and
- (5) The mileage tax imposed by subparagraph (b) of paragraph 31 of section 7 of the Act approved July 1, 1902, as amended (D. C. Code, sec. 47-2331 (b)).
- SEC. 9. (a) Except as hereinafter provided, the Corporation shall not, with respect to motor fuel purchased on or after September 1, 1956, pay any part of the motor vehicle fuel tax levied under the Act entitled "An Act to provide for a tax on motor vehicle fuels sold within the District of Columbia, and for other purposes", approved April 23, 1924, as amended (D. C. Code, title 47, chapter 19).
- (b) For the purposes of this section—
- (1) the term "a 6½ per centum rate of return" means a 6½ per centum rate of return net after all taxes properly chargeable to transportation operations, including but not limited to income taxes, on the system rate base of the Corporation, except that with respect to any period for which the Commission utilizes the operating ratio method to fix the rates of the Corporation, such term shall mean a return of 6½ per centum net after all taxes properly chargeable to transportation operations, including but not limited to income taxes, based on gross operating revenues; and
- (2) the term "full amount of the Federal income taxes and the District of Columbia franchise tax levied upon corporate income" means the amount which would have been payable in the absence of write-offs in connection with the retirement of street railway property as contemplated by section 7 of this part, but only to the extent that such write-offs are not included as an operating expense in determining net earnings for rate-making purposes.
- (c) As soon as practicable after the twelve-month period ending on August 31, 1957, and as soon as practicable after the end of each subsequent twelve-month period ending on August 31, the Commission shall determine the Corporation's net operating income for such twelve-month period and the amount in dollars by which it exceeds or is less than a 6½ per centum rate of return for such twelve-month period. In such determination the Commission shall include as an operating expense the full amount of the motor vehicle fuel tax which would be due but for the provisions of this section on the motor fuel purchased by the Corporation during the twelve-month period, and

68 Stat. 118.

61 Stat. 328.
D. C. Code 47-
ch. 15.
D. C. Code 47-
1207.
Exemptions.

63 Stat. 112.
D. C. Code 47-
2601 to 47-2629.
63 Stat. 124.
D. C. Code 47-
2701 to 47-2714.

63 Stat. 128.

47 Stat. 555; 68
Stat. 119.

Motor vehicle
fuel tax.

43 Stat. 106.
D. C. Code 47-
1901 to 47-1919.

Definitions.

Determination of
tax by operating
ratio.

the full amount of the Federal income taxes and the District of Columbia franchise tax levied upon corporate income. The Commission shall certify its determination to the Commissioners of the District of Columbia or their designated agent. If the net operating income so certified by the Commission equals or is more than a 6½ per centum rate of return, the Corporation shall be required to pay to such Commissioners, or their designated agent, the full amount of the motor vehicle fuel taxes due on the purchases of motor fuel made by the Corporation during such twelve-month period. If the net operating income so certified is less than a 6½ per centum rate of return, the Corporation shall pay to such Commissioners, or their designated agent, in full satisfaction of the motor vehicle fuel tax for such period an amount, if any, equal to the full amount of said motor vehicle fuel tax reduced by the amount necessary to raise the Corporation's rate of return to 6½ per centum for such period, after taking into account the effect of such reduction on the amount of the Federal income taxes and the District of Columbia franchise tax levied upon corporate income payable by the Corporation for such period. Within thirty days after being notified by the said Commissioners or their designated agent of the amount of the motor vehicle fuel tax due under this section, the Corporation shall pay such amount to the said Commissioners or their designated agent.

(d) If not paid within the period specified in subsection (c), the motor vehicle fuel tax payable under this section and the penalties thereon may be collected by the Commissioners of the District of Columbia or their designated agent in the manner provided by law for the collection of taxes due the District of Columbia on personal property in force at the time of such collection; and liens for the motor vehicle fuel tax payable under subsection (c) and penalties thereon may be acquired in the same manner that liens for personal property taxes are acquired.

Collection.
Penalties.

(e) Where the amount of the motor vehicle fuel tax payable under subsection (c), or any part of such amount, is not paid on or before the time specified therein for such payment, there shall be collected, as part of the tax, interest upon such unpaid amount at the rate of one-half of 1 per centum per month or portion of a month.

Interest.

(f) The Commissioners of the District of Columbia or their designated agent are hereby authorized and directed to issue to the Corporation such certificates as may be necessary to exempt it from paying any importer the motor vehicle fuel tax imposed by such Act of April 23, 1924, as amended, or as hereafter amended.

Exemption cer-
tificates.

(g) (1) From and after the time fixed in paragraph (2) of this subsection the Corporation shall not be required to pay real estate taxes upon any real estate owned by it in the District of Columbia and used and useful for the conduct of its public transportation operations to the extent that the Commission has determined under such rules and regulations as it may issue that the Corporation's net operating income in the previous year was insufficient, after giving effect to the tax relief provided in the preceding subsections, to afford it a 6½ per centum rate of return.

43 Stat. 106.
D. C. Code 47-
1901 to 47-1919.
Real estate
taxes.

(2) This subsection shall take effect upon the completion of the program contemplated in section 7 of this part, as certified by the Commission to the Commissioners of the District of Columbia, or at such earlier time as the Commission may find that the said program has been so substantially completed that the taking effect of this subsection would be appropriate in the public interest and shall so certify to the Commissioners of the District of Columbia.

Effective date.

SEC. 10. (a) The Corporation shall not be charged any part of the expense of removing, sanding, salting, treating, or handling snow on

Snow removal,
etc.

the streets of the District of Columbia, except that the Corporation shall sweep snow from the streetcar tracks at its own expense so long as such tracks are in use by the Corporation.

(b) The paragraph which begins "Hereafter every street railway company" which appears under the heading "STREETS" in the Act entitled "An Act making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen hundred and thirteen, and for other purposes", approved June 26, 1912 (D. C. Code, sec. 7-614), is hereby repealed.

37 Stat. 152.

Merger or consolidation.

SEC. 11. The provisions of law set forth in Title 43, sections 501 through 503 of the District of Columbia code shall not be deemed to restrict any merger or consolidation of the Corporation with any other company or companies engaged in mass transportation in the District of Columbia or the Washington Metropolitan Area: *Provided, however*, That any such merger or consolidation shall be subject to the approval of the Commission.

Future transfer to another agency.

SEC. 12. Nothing in this part shall prevent the transfer, by or under the authority of any other Act of Congress, to any other agency of any of the functions which are by this part granted to or imposed upon the Commission.

Securities.

SEC. 13. (a) The Corporation is hereby authorized to issue or create loans, mortgages, deeds of trust, notes or other securities to any banking or other institution or institutions and to Capital Transit Company, with respect to the acquisition of assets of Capital Transit Company (including any corporation controlled by Capital Transit Company), provided that the interest rate thereon shall not exceed 5 per centum per annum, but the aggregate principal shall not exceed the cost of acquiring the assets of Capital Transit Company.

Interest rate.

54 Stat. 905.
49 USC 5.

(b) (1) Section 5 of the Interstate Commerce Act shall not be construed to require the approval or authorization of the Interstate Commerce Commission of any transaction within the scope of paragraph (2) of such section 5 if the only parties to such transaction are the Corporation (including any corporation wholly controlled by the Corporation) and the Capital Transit Company (including any corporation wholly controlled by the Capital Transit Company). The issuance or creation of any securities provided for in subsection (a) shall not be subject to the provisions of section 20a of the Interstate Commerce Act.

41 Stat. 494.
49 USC 20a.

(2) No approval of the acquisition of assets referred to in subsection (a), or of the issuance or creation of any securities provided for in subsection (a) in connection with such acquisition, shall be required from any District of Columbia agency or commission.

48 Stat. 74.
15 USC 77a.

(c) This section shall not apply to any issuance of securities constituting a public offering to which the Securities Act of 1933 applies.

52 Stat. 1002.
49 USC 489.
Officers and directors.

(d) Notwithstanding the provisions of section 409 (a) of the Civil Aeronautics Act of 1938—

(1) no air carrier shall be required (because of the fact that a person becomes or remains an officer, director, member or stockholder holding a controlling interest of the Corporation, or of any common carrier controlled by the Corporation which is engaged in mass transportation of passengers for hire in the Washington Metropolitan Area, or is elected or reelected as an officer or director) to secure the authorization or approval of the Civil Aeronautics Board in order to have and retain such person as an officer or director, or both, of such air carrier if such person is an officer or director of such air carrier at the time this section takes effect; and

(2) no person who, at the time this section takes effect, is an officer or director of an air carrier shall be required to secure the approval of the Civil Aeronautics Board in order to hold the position of officer, director, member or stockholder holding a controlling interest of the Corporation or of any common carrier controlled by the Corporation which is engaged in mass transportation of passengers for hire in the Washington Metropolitan Area.

As used in this subsection, the term "air carrier" has the same meaning as when used in section 409 (a) of the Civil Aeronautics Act of 1938.

"Air carrier".
49 USC 489.

(e) Notwithstanding section 20a (12) of the Interstate Commerce Act, authorization or approval of the Interstate Commerce Commission shall not be required in order to permit a person who is an officer or director of the Corporation to be also an officer or director, or both, of any common carrier controlled by the Corporation which is engaged in mass transportation of passengers for hire in the Washington Metropolitan Area.

41 Stat. 496.
49 USC 20a.

SEC. 14. The Corporation, at the time it acquires the assets of Capital Transit Company, shall become subject to, and responsible for, all liabilities of Capital Transit Company of whatever kind or nature, known or unknown, in existence at the time of such acquisition, and shall submit to suit therefor as though it had been originally liable, and the creditors of Capital Transit Company shall have as to the Corporation all rights and remedies which they would otherwise have had as to Capital Transit Company: *Provided, however,* That the Corporation shall not be liable to any dissenting stockholder of Capital Transit Company for the fair value of the stock of any such stockholder who shall qualify to be entitled to receive payment of such fair value. No action or proceeding in law or in equity, or before any Federal or District of Columbia agency or commission, shall abate in consequence of the provisions of this section, but such action or proceeding may be continued in the name of the party by or against which it was begun, except that in the discretion of the court, agency, or commission the Corporation may be substituted for the Capital Transit Company. In any and all such actions or proceedings, the Corporation shall have, and be entitled to assert, any and all defenses of every kind and nature which are or would be available to Capital Transit Company or which Capital Transit Company would be entitled to assert.

Capital Transit
Company, liabilities.

PART 2.—MISCELLANEOUS PROVISIONS

SEC. 21. (a) Section 14 of the joint resolution entitled "Joint resolution to authorize the merger of street-railway corporations operating in the District of Columbia, and for other purposes", approved January 14, 1933 (47 Stat. 752), as amended (Public Law 389, Eighty-fourth Congress), is hereby repealed to the extent that such section repeals the charter of Capital Transit Company, without thereby affecting the termination of its franchise.

69 Stat. 724.

(b) Upon the taking effect of part 1 of this title, Capital Transit Company shall not be authorized to engage in business as owner or operator of electric railway, passenger motor bus, public transportation of passengers, or common carrier of passengers within, to, or from, the Washington Metropolitan Area.

(c) Capital Transit Company shall continue to exist as a corporation incorporated under the provisions of subchapter 4 of chapter 18 of the Act entitled "An Act to establish a code of laws for the District of Columbia", approved March 3, 1901, as amended (D. C. Code, title 29, ch. 2), under its certificate of incorporation, as amended, and Capital Transit Company may amend its charter in any manner provided under the laws of the District of Columbia and may avail itself of the provi-

31 Stat. 1284.

sions of the District of Columbia Business Corporations Act in respect to a change of its name and may become incorporated or reincorporated thereunder in any manner as therein provided. Nothing referred to in this title, or the sale and vesting of the assets of Capital Transit Company, referred to therein, shall cause or require the corporate dissolution of Capital Transit Company.

SEC. 22. Nothing in this title shall be deemed to extend the franchise of Capital Transit Company beyond August 14, 1956, or, except as otherwise provided in this section, to relieve Capital Transit Company of any obligation to remove from the streets and highways at its own expense all of its property and facilities and to restore the streets and highways in accordance with the provisions of the District of Columbia Appropriation Act, 1942 (55 Stat. 499, 533) in the event the Corporation fails to acquire the assets of Capital Transit Company. If part 1 of this title takes effect, Capital Transit Company shall thereupon be relieved of all liability to remove from the streets and highways of the District of Columbia all of its properties and facilities and to restore such streets and highways.

SEC. 23. The powers and jurisdiction of the Public Utilities Commission of the District of Columbia with respect to Capital Transit Company shall cease and be at an end upon the taking effect of part 1 of this title.

TITLE II

Effective dates.

SEC. 201. (a) Part 1 of title I shall take effect on August 15, 1956, but only if prior thereto D. C. Transit System, Inc. (referred to in this title as the "Corporation") has acquired the assets of Capital Transit Company and has notified the Commissioners of the District of Columbia in writing that it will engage in the transportation of passengers within the District of Columbia beginning on August 15, 1956. If the Corporation has not acquired the assets of Capital Transit Company prior to August 15, 1956, but does thereafter acquire such assets, the Corporation shall, on the date of such acquisition, give written notice thereof to the Commissioners, and part 1 of title I shall take effect upon such date of acquisition.

(b) Part 2 of title I, and this title, shall take effect upon the date of the enactment of this Act.

SEC. 202. If it is determined by the Commissioners of the District of Columbia that, due to any act or omission on the part of the Corporation, the Corporation has not acquired the assets of Capital Transit Company and if such Commissioners approve a valid contract, ratified and approved by the required number of stockholders of Capital Transit Company, between Capital Transit Company and some other corporation providing for the acquisition of such assets and if such other corporation is also approved by such Commissioners as capable of performing the operation contemplated by the franchise provisions of part 1 of title I, then the terms "D. C. Transit System, Inc." and "Corporation" as used in this Act shall be deemed to mean such other corporation for all purposes of this Act.

Temporary transit system.

SEC. 203. If part 1 of title I of this Act does not take effect on August 15, 1956, the Commissioners of the District of Columbia may authorize (including authorization of such contractual agreements as may be necessary) such mass transportation of passengers within the District of Columbia, beginning on and after August 15, 1956, and until such date as part 1 of title I of this Act takes effect, as may be necessary for the convenience of the public. Such transportation shall be furnished to the public at such rates and under such terms and regulations as may be recommended by the Public Utilities Commission and approved by the Commissioners of the District of Columbia.

Approved July 24, 1956.

Public Law 758

CHAPTER 670

AN ACT

To amend subsection 3 (a) of the Act approved August 8, 1947, to authorize the sale of timber within the Tongass National Forest, Alaska.

July 24, 1956
[S. 2517]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (a) of section 3 of the Act approved August 8, 1947 (61 Stat. 920), is hereby amended by striking out the period at the end of said subsection and inserting in lieu thereof a colon and the following: "*Provided*, That all receipts heretofore and hereafter received from the sale of such timber shall be subject to the provisions of the Act of May 23, 1908 (35 Stat. 260), as amended, and the Act of March 4, 1913 (37 Stat. 843), as amended. If any claims of possessory rights to lands or timber within the exterior boundaries of the Tongass National Forest are determined to be valid, the Territory of Alaska shall pay to the United States 25 per centum of the moneys required to satisfy such claims: *Provided*, That the Territory shall not be required to pay to the United States any amount in excess of the total amount received by the Territory from the United States pursuant to the Act of March 23, 1908: *Provided further*, That such payments by the Territory to the United States shall, to the extent possible, be effected by deductions from the amounts otherwise payable to the Territory pursuant to such Act."

Tongass National Forest, Alaska.

16 USC 500, 501.

Approved July 24, 1956.

Public Law 759

CHAPTER 671

AN ACT

To authorize medals and decorations for outstanding and meritorious conduct and service in the United States merchant marine, and for other purposes.

July 24, 1956
[S. 2711]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) the Secretary of Commerce is authorized, under such rules and regulations as he may prescribe, to provide and award with the concurrence of the Secretary of the Treasury: A merchant marine distinguished service medal to any person serving in the United States merchant marine who distinguishes himself by outstanding act, conduct, or valor beyond the line of duty, and a merchant marine meritorious service medal to any person serving in the United States merchant marine for meritorious act, conduct, or service in line of duty, but not of such outstanding character as would warrant an award of the distinguished service medal.

U. S. Merchant Marine. Medals and decorations.

(b) No more than one distinguished service medal or meritorious service medal shall be awarded to any one person, but for each succeeding act, conduct, or service justifying such an award, a suitable device may be awarded to be worn with the medal or ribbon. In case any person who so distinguishes himself or so acts or serves as to justify the award of a medal under this section dies before the award can be made to him, the award may be made and medal presented to such representatives of the deceased as the Secretary of Commerce deems proper.

Restriction.

SEC. 2. The Secretary of Commerce is authorized to provide and issue, under such rules and regulations as he may from time to time prescribe, a distinctive service ribbon bar to each master, officer, or member of the crew of any United States ship who serves or has served after June 30, 1950, in any time of war, or national emergency pro-

Service ribbon bar.

claimed by the President or by Congress, or during an operation by Armed Forces of the United States outside the continental United States, for such period of time and in such area or under such conditions of danger to life as the Secretary may set forth in regulations issued hereunder. Such bars shall be provided at cost by the Secretary or at reasonable prices by private persons when authorized for manufacture and sale by the Secretary. Whenever any bar presented under the provisions of this section is lost, destroyed, or rendered unfit for use, without fault or neglect of the owner, such bar may be replaced at cost by the Secretary or at reasonable prices by private persons authorized by him.

Cost.

Replacements.

Ship citation. SEC. 3. The Secretary of Commerce is authorized to issue, with the concurrence of the Secretary of the Treasury, a citation as public evidence of deserved honor and distinction to any United States ship or to any foreign ship which participates in outstanding or gallant action in marine disasters or other emergencies for the purpose of saving life or property. The Secretary of Commerce may award a plaque to a ship so cited, and a replica of such plaque may be preserved, under such rules and regulations as the Secretary may prescribe, as a permanent historic record. The Secretary of Commerce may also award an appropriate citation ribbon bar to the master or each person serving on board such ship at the time of the action for which citation is made, as public evidence of such honor and distinction. Whenever such master or person would be entitled hereunder to the award of an additional citation ribbon, a suitable device shall be awarded, in lieu thereof, to be attached to the ribbon originally awarded. In any case of a proposed award or citation to a foreign ship or to a master or person serving aboard such ship, such award or citation shall be subject to the concurrence of the Secretary of State.

Plaque.

Prohibition. SEC. 4. The manufacture, sale, possession, or display of any insignia, decoration, medal, device, or rosette thereof, or any colorable imitation of any insignia, decoration, medal or device, or rosette, provided for in this Act, or in any rule or regulation issued pursuant to this Act, is prohibited, except as authorized by this Act or any rule or regulation issued pursuant thereto. Whoever violates any provision of this section shall be punished by a fine not exceeding \$250 or by imprisonment not exceeding six months, or both.

Penalty.

Repeals. SEC. 5. (a) The following Acts of Congress are repealed effective July 1, 1954:

(1) The Act entitled "To provide for the issuance of devices in recognition of the services of merchant sailors", approved May 10, 1943, as amended (57 Stat. 81, 59 Stat. 511, 60 Stat. 884; U. S. C., title 50, War, Appendix, secs. 753a-753f).

(2) The Act entitled "Providing for a medal for service in the merchant marine during the present war", approved August 8, 1946 (60 Stat. 960; U. S. C., title 50, War, Appendix, secs. 754-754b).

(3) The Act entitled "To provide reemployment rights for persons who leave their positions to serve in the merchant marine, and for other purposes", approved June 23, 1943, as amended (57 Stat. 162, 60 Stat. 905, 60 Stat. 945; U. S. C., title 50, War, Appendix, secs. 1471-1475).

Replacements. (b) Notwithstanding the repeal of the Acts of Congress in subsection (a) the Secretary of Commerce is authorized, under such rules and regulations as he may from time to time prescribe to make replacements at cost or permit replacements at reasonable prices by persons authorized by him of the awards, medals, decorations, or other articles issued under such Acts, if lost, destroyed, or rendered unfit for use, without fault or neglect on the part of the owner.

Approved July 24, 1956.

Public Law 760

CHAPTER 672

AN ACT

To provide for the conveyance of certain real property of the United States to the port of Port Townsend, Washington.

July 24, 1956
[S. 3388]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of General Services (herein referred to as the "Administrator") is authorized and directed to convey to the port of Port Townsend, Washington, subject to the provisions of section 2 and 3 of this Act, all of the right, title, and interest of the United States in and to certain real property consisting of thirty and sixty-two hundredths acres, more or less, located in Jefferson County, Washington, comprising a part of the real property commonly known as Hudson Point, formerly used by the Department of the Army for amphibious training purposes, the exact legal description of which shall be determined by the Administrator.

Port Townsend,
Wash.
Conveyance.

SEC. 2. The Administrator shall determine the fair market value of the real property subject to conveyance under this Act and if the port of Port Townsend fails to tender to the Administrator an amount equal to such fair market value on or before the one hundred twentieth day after the date such fair market value is made known to the port of Port Townsend by the Administrator, this Act shall cease to be in effect after such one hundred twentieth day.

Fair market
value.

SEC. 3. There shall be reserved to the United States all minerals including oil and gas, in the real property authorized to be conveyed by the first section of this Act, and the deed of conveyance shall contain such additional terms, conditions, reservations, and restrictions as the Administrator determines to be necessary to protect the interest of the United States.

Mineral rights.

SEC. 4. The Administrator shall cover into the Treasury as miscellaneous receipts all proceeds under this Act.

Proceeds.

Approved July 24, 1956.

Public Law 761

CHAPTER 673

AN ACT

Granting increases in the annuities of certain former civilian officials and employees engaged in and about the construction of the Panama Canal, and for other purposes.

July 24, 1956
[H. R. 842]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That each individual receiving or entitled to receive an annuity under the Act entitled "An Act to provide for the recognition of the services of civilian officials and employees, citizens of the United States engaged in and about the construction of the Panama Canal", approved May 29, 1944, now or hereafter drawing an annuity of less than \$2,160 shall be paid an additional amount of \$25 a month in the amount such individual now or hereafter otherwise receives under such Act but not to exceed 25 per centum of his present annuity or an increase of a lesser amount sufficient to bring an individual's annuity up to and not to exceed \$2,160.

Panama Canal
construction.
Employee an-
nuities.

58 Stat. 257.

SEC. 2. The provisions of this Act shall take effect on the first day of the first month that begins after the date of the enactment of this Act.

Effective date.

Approved July 24, 1956.

Public Law 762

CHAPTER 674

July 24, 1956
[S. 3482]

AN ACT

To provide for transfer of title of certain lands to the Carlsbad Irrigation District, New Mexico.

Carlsbad Irriga-
tion District,
N. Mex.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized and directed to convey by quitclaim deed to the Carlsbad Irrigation District, Carlsbad, New Mexico, at no cost to the district, all rights, title, and interest of the United States in and to the following described land situated in Eddy County, State of New Mexico: lots 1 and 3, block 43; Stevens addition to the town of Eddy, now city of Carlsbad, Eddy County, New Mexico, located at the corner of Fox and Canal Streets in the city of Carlsbad, New Mexico.

Approved July 24, 1956.

Public Law 763

CHAPTER 675

July 24, 1956
[H. R. 483]

AN ACT

To amend the Army-Navy-Public Health Service Medical Officer Procurement Act of 1947, as amended, so as to provide for appointment of doctors of osteopathy in the Medical Corps of the Army and Navy.

Armed Forces.
Appointment of
osteopaths to Med-
ical Corps.
Ante, p. 119.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) the second sentence of section 201 (a) of the Army-Navy-Public Health Service Medical Officer Procurement Act of 1947, as amended, is amended (1) by inserting "(1)" immediately before the word "qualified" and (2) by striking the period at the end thereof and inserting a comma and the following: "or (2) doctors of osteopathy who are qualified under subsection (g) hereof."

Ante, p. 120.

(b) Sections 201 (b) and (e) of such Act are amended (1) by inserting immediately after the word "medicine" wherever it appears therein "or osteopathy" and (2) by inserting in the second sentence of section 201 (b) and in section 201 (e) after the word "medical" the following: ", osteopathic".

(c) Section 201 of such Act is further amended by adding at the end thereof the following new subsection:

"(g) to be eligible for appointment under this Act a doctor of osteopathy must (1) be a citizen of the United States, (2) be a graduate of a college of osteopathy whose graduates are eligible for licensure to practice medicine or surgery in a majority of the States, and be licensed to practice medicine, surgery, or osteopathy in one of the States or Territories of the United States or in the District of Columbia, (3) possess such qualifications as the Secretary concerned may prescribe for his service, after considering recommendation for such appointment by the Surgeon General of the Army or the Air Force or the Chief of the Bureau of Medicine and Surgery of the Navy, and (4) under regulations prescribed by the Secretary of Defense have completed a number of years of osteopathic and preosteopathic education equal to the number of years of medical and premedical education prescribed for persons entering recognized schools of medicine who became doctors of medicine and who would be qualified for appointment under this title in the grade for which such doctor of osteopathy is applying."

Approved July 24, 1956.

Public Law 764

CHAPTER 676

AN ACT

To effect the control of narcotics and dangerous drugs in the District of Columbia, and for other purposes.

July 24, 1956
[H. R. 11320]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Dangerous Drug Control Act for the District of Columbia".

Dangerous Drug
Control Act for the
District of Colum-
bia.

TITLE I—TREATMENT OF NARCOTIC USERS

SEC. 101. The Act entitled "An Act to provide for the treatment of users of narcotics in the District of Columbia", approved June 24, 1953 (67 Stat. 77), is amended to read as follows:

D. C. Code 24-
601 to 24-612.

"SHORT TITLE

"SECTION 1. This Act may be cited as the 'Hospital Treatment for Drug Addicts Act for the District of Columbia'.

"PURPOSE

"SEC. 2. The purpose of this Act is to protect the health and safety of the people of the District of Columbia from the menace of drug addiction and to afford an opportunity to the drug user for rehabilitation. The Congress intends that Federal criminal laws shall be enforced against drug users as well as other persons, and this Act shall not be used to substitute treatment for punishment in cases of crime committed by drug users.

"DEFINITIONS

"SEC. 3. For the purpose of this Act—

"(a) The term 'drug user' means any person, including a person under eighteen years of age, notwithstanding the provisions of the Juvenile Court Act of the District of Columbia, as amended, who uses any habit-forming narcotic drugs so as to endanger the public morals, health, safety, or welfare, or who is so far addicted to the use of such habit-forming narcotic drugs as to have lost the power of self-control with reference to his addiction.

"(b) The term 'narcotic drugs' shall have the same meaning as that given to such term by section 4731 of the Internal Revenue Code of 1954.

"(c) The term 'patient' means any person ordered to appear before the Commissioners, pursuant to the provisions of section 4 of this Act.

"(d) The term 'Commissioners' means the Commissioners of the District of Columbia, sitting as a Board, or their designated agent or agents.

68A Stat. 557.
26 USC 4731.

"ORDER OF EXAMINATION

"SEC. 4. (a) Whenever the Commissioners have probable cause to believe that any person within the District of Columbia, other than a person referred to in subsection (b) hereof, is a drug user, they forthwith shall order any law enforcement officer of the District of Columbia to bring that person before them, to conduct a preliminary examination, and if they find sufficient evidence of addiction, as hereinbefore defined, they shall cause that person to be placed in an institution to be designated by them for an examination by physicians pursuant to section 5 of this Act.

“(b) The Commissioners shall not order any person brought before them if the said person is charged with a criminal offense, whether by indictment, information, or otherwise, or if the said person is under sentence for a criminal offense, whether he is serving the sentence, or is on probation or parole, or has been released on bond pending appeal.

“EXAMINATION BY PHYSICIAN

“SEC. 5. (a) Whenever the Commissioners order a patient into an institution pursuant to the provisions of section 4 hereof, they shall immediately appoint two qualified physicians, one of whom shall be a psychiatrist, to examine the said patient, and within five days after such appointment, each physician shall file with the United States Attorney for the District of Columbia, a written report of such examination, which shall include a statement of his conclusion as to whether the patient is a drug user.

“(b) The United States Attorney for the District of Columbia shall review the facts and circumstances of each case submitted to him and present by petition those in which he feels justification exists in the public interest to the United States District Court for the District of Columbia for determination and disposition, or dismiss the patient from custody. A copy of such petition shall be served on the patient in open court, at which time the court shall set a hearing date and advise the patient of his right to counsel and his right to demand within five days a trial by jury.

“WHEN HEARING IS REQUIRED

“SEC. 6. If, in a report filed pursuant to section 5 of this Act, either of the examining physicians states that the patient is a drug user, or that he is unable to reach any conclusion by reason of the refusal of the patient to submit to thorough examination, the court shall conduct a hearing upon petition of the United States Attorney in the manner provided in section 8 of this Act.

“RIGHT TO COUNSEL

“SEC. 7. (a) A patient shall have the right to the assistance of counsel at every stage of the judicial proceeding under this Act, and the court shall assign counsel to represent him if the patient is unable to obtain counsel.

“(b) The counsel for a patient may inspect the reports of the examination made pursuant to the authority contained in section 5 of this Act. No such report and no evidence resulting from such personal examination or evidence offered by the patient shall be admissible against him in any judicial proceeding except a proceeding under this Act.

“(c) The patient may, prior to the examination made pursuant to the provisions of section 5 of this Act or prior to the hearing provided for by section 8 of this Act, waive his rights to an examination, to counsel, or to such hearing, and voluntarily submit himself to commitment pursuant to the provisions of this Act.

“HEARING

“SEC. 8. (a) Upon the evidence introduced at a hearing held for that purpose the court shall determine whether the patient is a drug user. The hearing shall be conducted without a jury unless, before such hearing and within five days after the date on which the petition

is filed pursuant to section 5 of this Act, a jury is demanded by the patient or by the United States attorney for the District of Columbia. Each patient concerning whom a report is filed shall be detained at such place as the Commissioners may designate until the completion of such hearing or until released as provided in section 5 (b) hereof.

“(b) The rules of evidence applicable in civil judicial proceedings shall be applicable to hearings pursuant to this section, including the right of the patient to present evidence in his own behalf and to subpoena and cross-examine witnesses. However, no patient examined pursuant to the provisions of this Act, shall be permitted at any hearing ordered pursuant to this section to object to the submission of testimony concerning such examination on the ground of privilege.

“CONFINEMENT OF PATIENT

“SEC. 9. If the court finds the patient to be a drug user, it may commit him to a hospital designated by the patient or the Commissioners and approved by the court, to be confined there for rehabilitation until released in accordance with section 10 of this Act. In the event a patient elects to designate a hospital to which he wishes to be committed, he shall be required to satisfy the court that such hospital has medical, rehabilitation, and security facilities comparable to the institutions designated by the Commissioners and, in addition, the cost of such hospitalization shall be borne by the patient. The head of the hospital shall submit written reports within such periods as the court may direct, but no longer than six months after the commitment and for successive intervals of time thereafter, and state reasons why the patient has not been released.

“RELEASE OF PATIENT

“SEC. 10. (a) When the head of the hospital to which the patient is committed finds that the patient appears to be no longer in need of confinement for treatment purposes, or has received maximum benefits, he shall give notice to the judge of the committing court, and said patient shall be delivered to the said court for such further action as the court may deem necessary and proper under the provisions of this Act.

“(b) The court, upon petition of the patient after confinement for one year, shall inquire into the refusal or failure of the head of the hospital to release him. If the court finds that the patient is no longer in need of care, treatment, guidance, or rehabilitation, or has received maximum benefits, it shall order the patient released, in accordance with the provisions of section 11 of this Act.

“PERIODIC EXAMINATION OF RELEASED PATIENTS

“SEC. 11. (a) For two years after his release, the patient shall report to the Commissioners at such times and places as required, for a physical examination to determine whether the patient has again become a drug user. If the Commissioners determine that the person examined is a drug user, they shall then order the patient into an institution in accordance with the provisions of this Act.

“(b) Upon the failure of any patient to report in accordance with the provisions of subsection (a) hereof, the United States attorney for the District of Columbia shall be notified of such failure, and a statement of such failure to report shall be filed with the court. The court shall issue an attachment for the patient and order him confined forthwith for examination and such further action as the court may deem necessary and proper under the provisions of this Act.

"PATIENT NOT DEEMED A CRIMINAL"

"SEC. 12. The patient in any proceedings under this Act shall not be deemed a criminal and the commitment of any such patient shall not be deemed a conviction."

Effective date.

SEC. 102. This title shall take effect thirty days after the date of its enactment.

TITLE II—REGULATION AND CONTROL OF CERTAIN DRUGS OTHER THAN NARCOTICS

Dangerous Drug Act for the District of Columbia.

SEC. 201. This title may be cited as the "Dangerous Drug Act for the District of Columbia".

DEFINITIONS

SEC. 202. For the purposes of this title—

(1) The term "dangerous drug" means—

(A) amphetamine, desoxyephedrine, or compounds or mixtures thereof, including all derivatives of phenylethylamine or any of the salts thereof which have a stimulating effect on the central nervous system, except preparations intended for use in the nose and unfit for internal use;

(B) barbituric acid, also known as malonylurea, and its salts and derivatives, and compounds, preparations, and mixtures thereof;

(C) other drugs or compounds, preparations, or mixtures thereof which the Commissioners shall find and declare by rule or regulation duly promulgated, after reasonable public notice and opportunity for a hearing to be habit-forming, excessively stimulating, or to have a dangerously toxic, or hypnotic or somnifacient effect on the body of a human or animal; except that the term "dangerous drug" shall not include any drug the manufacture or delivery of which is regulated by Federal narcotic drug laws, or by the narcotic drug laws of the District of Columbia.

(2) The terms "delivery" and "furnish" mean the selling, dispensing, giving away, sampling, or supplying in any other manner.

(3) The term "patient" means, as the case may be—

(A) the individual for whom a dangerous drug is prescribed, administered, or supplied in the course of professional practice for a legitimate medical purpose; or

(B) the owner or the agent of the owner of the animal for whom a dangerous drug is prescribed or to which or on which a dangerous drug is administered or used in the course of professional practice for a legitimate medical purpose.

(4) The term "person" includes any corporation, partnership, association, or one or more individuals, acting either as principal or agent.

(5) The term "practitioner" means any person duly licensed by appropriate authority and, in conformance with the law, licensed to prescribe dangerous drugs, and to administer and use dangerous drugs in the course of his professional practice.

(6) The term "pharmacist" means a person duly licensed as a pharmacist pursuant to the Act approved May 7, 1906, as amended (title 2, ch. 6, D. C. Code, 1951 edition).

(7) The term "prescription" means a written or oral order by a practitioner to a pharmacist for a dangerous drug for a particular patient, which specifies the date of issue, the name and address of the patient (and, in the case of prescription for an animal, the species of such animal), the name and quantity of the dangerous drug prescribed, the directions for use of such drug, and in case of a written

order, the signature and office address of such practitioner, and in the case of an oral order, the District of Columbia or State registration number and office address of such practitioner (and if the practitioner be a member of the Armed Forces of the United States, then he shall give his rank, serial number, and station). Each oral order by a practitioner for a dangerous drug must be promptly reduced to writing by the pharmacist.

(8) The term "hospital" means an institution or dispensary or clinic for the care and treatment of the sick and injured, approved by the Commissioners as proper to be entrusted with the custody of dangerous drugs and the professional use of dangerous drugs under the direction of a physician, dentist, or veterinarian.

(9) The term "laboratory" means a laboratory approved by the Commissioners as proper to be entrusted with the custody of dangerous drugs and their use for medical and scientific purposes, and for purposes of instruction.

(10) The term "manufacturer" means a person or persons, other than pharmacists and practitioners who manufacture dangerous drugs, and includes persons who prepare such drugs in dosage forms by mixing, compounding, encapsulating, entableting, or other process, or who repackaging such drugs.

(11) The term "wholesaler" means a person or persons engaged in the business of distributing dangerous drugs to persons included in any of the classes named in subdivisions (A) and (D), inclusive, of section 205.

(12) The term "drug salesman" or "manufacturer's representative" means any person who, acting in the course of his regular duties, calls upon or visits practitioners or pharmacists in the interest of demonstrating, selling, or detailing the use and sale of dangerous drugs.

(13) The term "warehouseman" means a person who, in the usual course of business, stores drugs for others lawfully entitled to possess them, and who has no control over the disposition of such drugs except for the purpose of such storage.

(14) The term "Commissioners" means the Commissioners of the District of Columbia, sitting as a board, or their designated agent or agents.

PROHIBITED ACTS

SEC. 203. (a) Except as otherwise provided by sections 204 and 205 of this title, the following acts, the failure to act as hereinafter set forth, and the causing of any such act or failure are hereby declared unlawful:

(1) The delivery of any dangerous drug unless—

(A) such dangerous drug is delivered by a pharmacist, upon a prescription, and there is affixed to the immediate container of such or in which such drug is delivered a label bearing (i) the name and address of the owner of the establishment from which such drug was delivered; (ii) the date on which the prescription for such drug was filled; (iii) the number of such prescription as filed in the prescription files of the pharmacist who filled such prescription; (iv) the name of the practitioner who prescribed such drug; (v) the name and address of the patient, and if such drug was prescribed for an animal, a statement of the species of the animal; and (vi) the directions for the use of the drug, as contained in the prescription; or

(B) such dangerous drug is delivered to a practitioner by a pharmacist for his professional use in his practice; in which case the pharmacist may deliver the drug without affixing any addi-

tional label to the original package of such drug and must immediately record such sale and delivery by filing a suitable record of such sale and delivery in the prescription file as maintained for prescriptions for such drugs; or

(C) such dangerous drug is delivered by a manufacturer's representative or drug salesman to a practitioner in the course of calling upon the practitioner; in which case the manufacturer's representative or drug salesman shall immediately record, in a suitable bound notebook (i) the name and quantity of the drug delivered, (ii) the date such drug was delivered, and (iii) the name and address of the practitioner to whom the drug was delivered; or

(D) such dangerous drug is delivered by a practitioner in the course of his practice and the immediate container in which such drug is delivered bears a label on which appears the directions for use of such drug, the name and address of such practitioner, the name and address of the patient, and, if such drug is prescribed for an animal, a statement of the species of the animal.

(2) The refilling of any prescription for a dangerous drug except as designated on the prescription, or by the consent of the practitioner.

(3) The delivery of a dangerous drug upon prescription unless the pharmacist who filled such prescription files and retains it as required by section 206 of this title.

(4) The possession of a dangerous drug by any person, unless such person obtained such drug on the prescription of a practitioner or in accordance with subparagraph (D) of paragraph (1) of this subsection.

(5) The making or uttering by any person of any false or forged prescription, or false or forged written order for the purpose of obtaining any dangerous drug.

(6) The delivery of any dangerous drug to any person in the District of Columbia not lawfully entitled to receive such drug.

(7) The willful making of or concealment of any material false statement or representation in any prescription, order, report, or record required by this title.

(8) The refusal to make available and to accord full opportunity to check any record or file as required by section 207 of this title.

(9) The failure to keep records as required by subsections (a) and (b) of section 206 of this title.

(10) The using by any person to his own advantage, or the revealing, other than to any officer of the Metropolitan Police Department of the District of Columbia in the performance of his official duties, the Commissioners, acting pursuant to authority vested in them, or to a court when relevant in a judicial proceeding under this title, of any information required under the authority of section 207, concerning any method or process which as a trade secret is entitled to protection.

(b) Nothing in this section shall be construed to relieve any person with respect to dangerous drugs, from any requirement prescribed by or under the authority of sections 502 and 503 (b) of the Federal Food, Drug, and Cosmetic Act (52 Stat. 1040; 21 U. S. C. 352, 353 (b)).

EXEMPTIONS

SEC. 204. Nothing in this title shall apply to a compound, mixture, or preparation which is delivered or acquired in good faith for the purpose for which it is intended and not for the purpose of evading the provisions of this title if—

(1) such compound, mixture, or preparation of barbituric acid, its salts and derivatives shall be declared by rule or regulation duly promulgated by the Commissioners after reasonable public notice and opportunity for hearing to have or to contain no habit-forming properties and not to have a dangerously toxic or hypnotic or somnifacient effect on the body of a human or animal; or

(2) such compound, mixture, or preparation of amphetamine, desoxyephedrine, phenylethylamine, or their salts or derivatives shall be found and declared by rule or regulation duly promulgated by the Commissioners after reasonable public notice and opportunity for hearing to contain in addition to such drug or its salts and derivatives some other drug or drugs causing it to possess other than an excessively stimulating effect upon the central nervous system and to have no habit-forming properties or dangerously toxic effect upon the body of a human or animal.

EXEMPTION OF PERSONS

SEC. 205. The provisions of subparagraphs (1) (A) and (1) (D) and paragraph (4) of section 203 (a) of this title shall not be applicable (1) to the delivery of dangerous drugs to persons included in any of the classes hereinafter named, or to agents or employees of such persons, for use in the normal or usual course of their business or practice or in the performance of their official duties, as the case may be; or (2) to the possession of dangerous drugs by such persons or their agents or employees for such use:

(A) Pharmacists.

(B) Practitioners.

(C) Persons who procure dangerous drugs (i) for handling by or under the supervision of pharmacists or practitioners, or (ii) for the purpose of lawful research, teaching, or testing and not for resale.

(D) Hospitals which procure dangerous drugs for lawful administration or use by practitioners.

(E) Laboratories which procure dangerous drugs for lawful medical and scientific purposes.

(F) Officers or employees of appropriate enforcement agencies of Federal, State, District of Columbia, or local governments, pursuant to their official duties.

(G) Manufacturers and wholesalers.

(H) Manufacturers' representatives and drug salesmen.

(I) Carriers and warehousemen.

RECORDS

SEC. 206. (a) Persons (other than carriers and practitioners) listed in paragraphs (A) through (I) of section 205 of this title shall—

(1) make, within thirty days after the effective date of this title, and biennially thereafter, a complete record of all stocks of dangerous drugs on hand, such records to be held for a period of two years, and

(2) retain all such commercial or other records, including invoices, relating to dangerous drugs received or maintained by them in the course of their business or occupation, or as required by this title, for not less than two calendar years immediately following the date of such record.

(b) Pharmacists shall, in addition to complying with the provisions of subsection (a) hereof, retain each prescription or notation of sale to practitioners for a dangerous drug received by them, for

not less than two calendar years immediately following the date of the filling of the order or prescription and a complete record of each refilling of such prescription.

INSPECTION

SEC. 207. Prescriptions, orders, and records, required by section 206 of this title, and stocks of dangerous drugs shall be opened for inspection—

(1) upon written request, to any officer or employee duly designated by the Commissioners at all reasonable hours for the purpose of inspection and copying; and, any person upon whom such request is served shall accord to such officer or employee full opportunity to check the correctness of such files or records, including the opportunity to make inventory of all stocks of dangerous drugs on hand; and it shall be unlawful for any such person to fail to make such files or records available or to accord such opportunity to check their correctness, or

(2) to District of Columbia officers whose duty it is to enforce the laws of the District of Columbia, or of the United States, relating to dangerous drugs. No officer having knowledge by virtue of his office of any such prescription, order, or record shall divulge such knowledge, except in connection with a prosecution or proceeding in court or before a licensing or registration board or officer, in which such prescriptions, orders, or records may be pertinent.

REGULATIONS

SEC. 208. The Commissioners are hereby authorized to promulgate necessary regulations for the administration and enforcement of this title.

PENALTIES

SEC. 209. (a) Any person violating any provision of this title, or of any regulation made by the Commissioners under the authority of this title shall upon conviction be punished, for the first offense, by a fine of not less than \$100 nor more than \$1,000, or by imprisonment for not exceeding one year, or by both such fine and imprisonment; and for any subsequent offense by a fine of not less than \$500 nor more than \$5,000, or by imprisonment for not exceeding ten years, or by both such fine and imprisonment.

(b) The conviction of any person for a violation of this title, or of any regulation made under the authority of this title, involving any dangerous drug shall constitute ground for suspension or revocation or denial of renewal of the professional license of such person. Proceedings for such suspension or revocation or denial of renewal shall be had in accordance with the statutes relating to the issuance, revocation, suspension, and denial of renewal of such licenses and in accordance with statutes relating to judicial review of administrative action in connection with the revocation, suspension, or denial of renewal of such licenses.

(c) As used in this section the term "professional license" means a license issued under the following Acts: (1) The Act entitled "An Act to regulate the practice of the healing art to protect the public health in the District of Columbia", approved February 27, 1929 (45 Stat. 1326), as amended; (2) the Act entitled "An Act to amend the Act for the regulation of the practice of dentistry in the District of Columbia, and for the protection of the people from empiricism in relation thereto"; approved June 6, 1892, and Acts amendatory thereof,

"Professional
license".

D. C. Code 2-101
to 2-140.

approved July 2, 1940 (54 Stat. 716), as amended; (3) the Act entitled "An Act to regulate the practice of pharmacy and the sale of poisons in the District of Columbia, and for other purposes", approved May 7, 1906 (34 Stat. 175), as amended; (4) the Act entitled "An Act to regulate the practice of veterinary medicine in the District of Columbia", approved February 1, 1907 (34 Stat. 870), as amended; (5) the Act entitled "An Act to define the term of 'registered nurse' and to provide for the registration of nurses in the District of Columbia", approved February 9, 1907 (34 Stat. 837), as amended; and (6) the Act entitled "An Act to regulate the practice of podiatry in the District of Columbia", approved May 23, 1918 (40 Stat. 560), as amended.

27 Stat. 42.
D. C. Code 2-301
to 2-331.

D. C. Code 2-601
to 2-617.

D. C. Code 2-801
to 2-812.

34 Stat. 887.
D. C. Code 2-401
to 2-411.
55 Stat. 696.
D. C. Code 2-701
to 2-719.

SEARCH WARRANTS

SEC. 210. (a) A search warrant may be issued upon probable cause, supported by affidavit particularly describing the property to be seized and place to be searched, by any judge of the municipal court for the District of Columbia or by the United States Commissioner for the District of Columbia, to any officer of the Metropolitan Police Department when any dangerous drugs are manufactured, possessed, prescribed, and delivered in violation of the provisions of this title, and any such dangerous drugs and any other property designed for use in connection with such unlawful manufacturing, possession, prescribing, or delivery, may be seized thereunder and shall be subject to such disposition as the court may make thereof, and such dangerous drugs may be taken on the warrant from any house or other place in which they are concealed.

(b) Any search warrant issued in accordance with the provisions of subsection (a) of this section may be served at any time in the day or night and must be executed and returned to the issuing authority within ten days after its date.

ARRESTS WITHOUT WARRANT

SEC. 211. (a) Arrests without a warrant, and searches of the person and seizures pursuant thereto, may be made for a violation of any of the provisions of section 203 of this title by police officers, as in the case of a felony, upon probable cause that the person arrested is violating such section at the time of his arrest.

(b) No evidence discovered in the course of any such arrest, search, or seizure authorized by this section shall be admissible in any criminal proceeding against the person arrested, unless at the time of such arrest he was violating section 203 of this title.

FORFEITURE

SEC. 212. Any dangerous drug seized pursuant to any lawful search or which may have come into the custody of any peace officer, the lawful possession of which cannot be established or the title to which cannot be ascertained, shall be forfeited and destroyed in the same manner provided for narcotic drugs in section 17 of the Uniform Narcotic Drug Act, approved June 20, 1938 (52 Stat. 794; D. C. Code, title 33-417), as amended.

SEPARABILITY CLAUSE

SEC. 213. If any provision of this title is declared unconstitutional or the applicability thereof to any person or circumstances is held invalid, the constitutionality of the remainder of the Act and the applicability thereof to other persons and circumstances shall not be affected thereby.

Effective date.

SEC. 214. This title shall take effect ninety days after the date of its enactment.

TITLE III—MISCELLANEOUS

AMENDMENTS TO UNIFORM NARCOTIC DRUG ACT

SEC. 301. (a) (1) The first section of the Uniform Narcotic Drug Act approved June 20, 1938 (52 Stat. 785; D. C. Code, sec. 33-401), is amended by amending subsections (n) and (o) to read as follows:

"(n) 'Narcotic drugs' means coca leaves, opium, cannabis, isonipecaine, and opiate, and every substance not chemically distinguishable from them, and any compound, manufacture, salt, derivative, or preparation of coca leaves, opium, cannabis, isonipecaine, or opiate, whether produced directly or indirectly by extraction from substances of vegetable origin, or independently by means of chemical synthesis, or by a combination of extraction and chemical synthesis.

"(o) 'Federal narcotic laws' means the laws of the United States and the regulations promulgated thereunder relating to opium, coca leaves, cannabis, and other narcotic drugs."

(2) Such section is further amended by adding at the end thereof the following new subsection:

68A Stat. 557.
26 USC 4731.

"(t) 'Isonipecaine' and 'opiate' shall have the same meaning as that given to such terms by section 4731 of the Internal Revenue Code of 1954."

D. C. Code 33-
402.

(b) Section 2 of such Act is amended (1) by inserting "(a)" immediately after "Sec. 2.", and (2) by adding at the end of such section the following new subsections:

"(b) Arrests without a warrant, and searches of the person and seizures pursuant thereto, may be made for a violation of subsection (a) hereof by police officers, as in the case of a felony, upon probable cause that the person arrested is violating such subsection at the time of his arrest.

"(c) No evidence discovered in the course of any such arrest, search, or seizure authorized by subsection (b) hereof, shall be admissible in any criminal proceeding against the person arrested unless at the time of such arrest he was violating the provisions of this section."

D. C. Code 33-
405.

(c) Section 5 of such Act is amended (1) by striking out in the fourth sentence of the first paragraph thereof "in section 6 of the Act of Congress approved December 17, 1914, entitled 'An Act to provide for the registration of, with collectors of internal revenue, and to impose a special tax upon all persons who produce, import, manufacture, compound, deal in, dispense, sell, distribute, or give away opium or coca leaves, their salts, derivatives, or preparations, and for other purposes', as amended," and inserting in lieu thereof "in section 4702 of the Internal Revenue Code of 1954" and (2) by striking out in the first sentence of the second paragraph thereof "at a cost not to exceed \$1 a hundred", and inserting in lieu thereof "at cost", and (3) by amending the last paragraph thereof to read as follows:

68A Stat. 549.
26 USC 4702.

"It shall be deemed a compliance with this section if the parties to the transaction have complied with the Federal narcotic laws respecting official order forms if such order forms are authorized and required by Federal laws, or, if no such order form is required by Fed-

eral law and if no such order form is available for purchase as provided in the preceding paragraph of this section, then the parties to the transaction shall comply with the rules and regulations made pursuant to this Act respecting official order forms and such other records as may be required."

(d) Section 8 of such Act is amended (1) by redesignating subsections (b) and (c) as (d) and (e), respectively, and (2) by striking out in subsection (a) thereof the last two sentences and inserting in lieu thereof the following new subsections:

D. C. Code 33-408.

"(b) An apothecary, in good faith, may sell and dispense on oral prescription of a physician, dentist, or veterinarian such narcotic drugs or compounds thereof as are found by the Secretary of the Treasury or his delegate, pursuant to section 4705 (c) (2) of the Internal Revenue Code of 1954, to possess relatively little or no addiction liability. The oral prescription shall be reduced to a written record by the apothecary before filling, with said written record containing the same information as is required by law or regulation in the case of a written prescription except for the requirement of the written signature of the prescriber.

68A Stat. 551.
26 USC 4705.

"(c) A written prescription or a written record of an oral prescription shall be retained on file by the proprietor of the pharmacy in which it is filled for a period of two years, so as to be readily accessible for inspection by any public officer or employee engaged in the enforcement of this Act. The prescription shall not be refilled."

(e) Section 9 (a) of such Act is amended (1) by striking out in the first sentence thereof "may prescribe in writing" and inserting in lieu thereof "may prescribe by a written or oral prescription", (2) by striking out in the second sentence thereof "Such a prescription" and inserting in lieu thereof "Each written prescription:", and (3) by adding at the end thereof the following new sentence: "In issuing an oral prescription, the physician or dentist shall furnish the apothecary with the same information as is required by law or regulation in the case of a written prescription for narcotic drugs and compounds, except for the requirement of the written signature of the prescriber."

D. C. Code 33-409.

(f) Section 9 (b) of such Act is amended (1) by striking out in the first sentence thereof "may prescribe in writing" and inserting in lieu thereof "may prescribe by a written or oral prescription", (2) by striking out in the second sentence thereof "Such a prescription" and inserting in lieu thereof "Each written prescription", and (3) by adding at the end thereof the following new sentence: "In issuing an oral prescription, the veterinarian shall furnish the apothecary with the same information as is required by law in the case of a written prescription for narcotic drugs and compounds, except for the written signature of the prescriber."

(g) Section 9 of such Act is further amended by redesignating subsection (c) as subsection (d) and inserting immediately after subsection (b) the following new subsection:

"(c) Nothing contained in subsections (a) and (b) of this section shall be construed as authorizing an oral prescription to be furnished by the physician, dentist, or veterinarian to the apothecary, for a narcotic drug or compound other than those narcotic drugs or compounds determined by the Secretary of the Treasury, or his delegate, pursuant to the provisions of section 4705 (c) (2) of the Internal Revenue Code of 1954, to possess little or no addiction liability."

26 USC 4705.

(h) Section 10 of such Act is amended—

D. C. Code 33-410.

(1) by inserting immediately before the period at the end of subsection (a) thereof, a comma and the following:

"(5) not more than one-sixth of a grain of dihydrocodeinone or any of its salts";

(2) by inserting immediately after subsection (b) thereof, the following new subsection:

"(c) Prescribing, administering, dispensing, or selling at retail of any medicinal preparation containing not in excess of 25 per centum of paregoric, in combination with some drug or drugs which confer upon it medicinal properties other than those possessed by paregoric."; and

(3) by striking out in the third sentence of the last paragraph thereof "without a prescription" and inserting in lieu thereof "without a written prescription".

D. C. Code 33-411. (i) Subsection (e) of section 11 of such Act is amended by striking out the last sentence thereof.

D. C. Code 33-412. (j) (1) The second sentence of subsection (a) of section 12 of such Act is amended by striking out "a prescription" and inserting in lieu thereof "a written or oral prescription".

(2) The first sentence of subsection (b) of section 12 of such Act is amended (A) by striking out "a prescription" and inserting in lieu thereof "a written or oral prescription", and (B) by striking out "affix to" and inserting in lieu thereof "affix to or place in".

D. C. Code 33-414. (k) Section 14 (h) of such Act is amended to read as follows:

"(h) The judge or commissioner shall insert a direction in the warrant that it may be served at any time in the day or night."

D. C. Code 33-416. (l) Such Act is further amended by inserting after section 16 the following new section:

"SEC. 16A. VAGRANCY—NARCOTIC DRUG USER—PENALTIES—CONDITIONS IMPOSED.

"(a) The purpose of this section is to protect the public health, welfare, and safety of the people of the District of Columbia by providing safeguards for the people against harmful contact with narcotic drug users who are vagrants within the meaning of this section and to establish, in addition to the Hospital Treatment for Drug Addicts Act for the District of Columbia, further procedures and means for the care and rehabilitation of such narcotic drug users.

Ante, p. 609.

"(b) For the purpose of this section—

"Vagrant".

"(1) the term 'vagrant' shall mean any person who is a narcotic drug user or who has been convicted of a narcotic offense in the District of Columbia or elsewhere and who—

"(A) having no lawful employment or visible means of support realized from a lawful occupation or source, is found mingling with others in public or loitering in any park or other public place and fails to give a good account of himself; or

"(B) is found in any place, abode, house, shed, dwelling, building, structure, vehicle, conveyance, or boat, in which any illicit narcotic drugs are kept, found, used, or dispensed; or

"(C) wanders about in public places at late or unusual hours of the night, either alone or in the company of or association with a narcotic drug user or convicted narcotic law violator, and fails to give a good account of himself; or

"(D) is included within one of the classes of persons defined in paragraphs (1) through (9), inclusive, of section 5 of the Act of December 17, 1941 (55 Stat. 808; D. C. Code, sec. 22-3302), as amended;

"Narcotic drug user".

"(2) the term 'narcotic drug user' shall mean any person who takes or otherwise uses narcotic drugs, except a person using such narcotic drug as a result of sickness or accident or injury,

and to whom such narcotic drugs are being furnished, prescribed, or administered in good faith by a duly licensed physician in the course of his professional practice.

“(c) Whenever any law-enforcement officer has probable cause to believe that any person is a vagrant within the meaning of this section, he is authorized to place that person under arrest and to confine him in any place in the District of Columbia designated by the Commissioners thereof.

“(d) Pending arraignment and without unnecessary delay the person arrested as a vagrant within the meaning of this section shall have the opportunity to be examined by a physician designated by the Commissioners of the District of Columbia, who shall determine whether there is evidence of narcotic drug usage.

“(e) If the physician designated by the Commissioners of the District of Columbia is satisfied that the person examined is not a narcotic drug user, or if there is insufficient evidence of narcotic drug usage, the United States Attorney shall, if the said person is not otherwise chargeable as a vagrant within the meaning of this section, bring such matter to the attention of the Corporation Counsel for the District of Columbia for determination as to whether there shall be a prosecution under the provisions of the Act of December 17, 1941 (55 Stat. 808; D. C. Code, sec. 23-3302), as amended.

“(f) Upon affirmative determination that the person arrested is a narcotic drug user, or if the person has been convicted of a narcotic offense in the District of Columbia or elsewhere, and if such person is also a vagrant as hereinbefore defined, he shall be charged with the offense of vagrancy within the meaning of this section and arraigned in the United States branch of the municipal court, where the prosecution shall be conducted in the name of the United States by the United States attorney.

“(g) Any person convicted of being a vagrant under the provisions of this section shall be punished by fine of not more than \$500 or imprisonment for not more than one year, or by both such fine and imprisonment.

“(h) The court, in sentencing any person found guilty under the provisions of this section, may in its own discretion or upon the recommendation of the probation officer, impose conditions upon the service of any such sentence. Conditions thus imposed by the court may include submission to medical and mental examination, and treatment by proper public health and welfare authorities; confinement at such place as may be designated by the Commissioners of the District of Columbia, and such other terms and conditions as the court may deem best for the protection of the community and the punishment, control, and rehabilitation of the defendant.

“(i) In all prosecutions under the provisions of this section, the burden of proof shall be upon the defendant to show that he has lawful employment or has lawful means of support realized from a lawful occupation or source.”

“(m) Section 17 of such Act is amended to read as follows:

“SEC. 17. All narcotic drugs, the lawful possession of which is not established or the title to which cannot be ascertained, which come into the custody of a peace officer shall be delivered promptly to the Secretary of the Treasury or his delegate for disposal in accordance with the provisions of section 4733 of the Internal Revenue Code of

D. C. Code 33-417.

68A Stat. 558.
26 USC 4733.

1954, except that narcotic drugs which may be needed as evidence in any criminal or administrative proceeding pursuant to the provisions of this Act or the provisions of any Federal narcotic law shall, upon delivery to the Secretary of the Treasury, not be so disposed of until the United States attorney for the District of Columbia or any assistant United States attorney shall certify that such narcotic drugs are no longer needed as evidence."

D. C. Code 33-
23.

(n) Section 23 of such Act is amended to read as follows:

"SEC. 23. Any person violating any provision of this Act, or any regulation made by the Commissioners of the District of Columbia, under authority of its sections, for which no specific penalty is otherwise provided, shall upon conviction be punished, for the first offense, by a fine of not less than \$100 nor more than \$1,000, or by imprisonment for not exceeding one year, or by both such fine and imprisonment, and for any subsequent offense by a fine of not less than \$500 nor more than \$5,000, or by imprisonment for not exceeding ten years, or by both such fine and imprisonment."

AMENDMENTS TO PUBLIC HEALTH SERVICE ACT

58 Stat. 698.
42 USC 257.

SEC. 302. (a) Section 341 of the Public Health Service Act, as amended, is amended by adding at the end thereof the following new sentence: "Upon the admittance to, and departure from, a hospital of the Service of a person who voluntarily submitted himself for treatment pursuant to the provisions of this section and who at the time of his admittance to such hospital was a resident of the District of Columbia, the Surgeon General shall furnish to the Commissioners of the District of Columbia, or their designated agent, the name, address, and such other pertinent information as may be useful in the rehabilitation to society of such person."

42 USC 260.

(b) Section 344 (d) of such Act is amended by striking out "shall be confidential" and inserting in lieu thereof "shall, except as otherwise provided by this Act, be confidential".

68 Stat. 80.
42 USC 261.

(c) The second sentence of section 345 (a) of such Act is amended to read as follows: "No such addict shall be admitted unless (1) committed prior to July 1, 1958; (2) at the time of commitment, the number of persons in hospitals of the Service who have been admitted pursuant to this subsection is less than one hundred; and (3) suitable accommodations are available after all eligible addicts convicted of offenses against the United States have been admitted."

AMENDMENT TO PUBLIC LAW 355, EIGHTY-THIRD CONGRESS

42 USC 257, 260a,
261, 261a.

Ante, p. 609.

SEC. 303. Section 1 of the Act entitled "An Act to authorize the care and treatment at facilities of the Public Health Service of narcotic addicts committed by the United States District Court for the District of Columbia, and for other purposes", approved May 8, 1954 (68 Stat. 79), is amended to read as follows:

"SEC. 1. In order to afford the District of Columbia the facilities required to carry out the Act of June 24, 1953 (Public Law 76, Eighty-third Congress), as amended, and to help it meet its responsibility for the detention, care, and treatment of noncriminal narcotic addicts, it is hereby declared to be the purpose of this Act to authorize the limited use of suitable Public Health Service facilities at the expense of the District of Columbia for such detention, care, and treatment."

Effective date.

SEC. 304. Subsection (1) of section 301 of this title shall take effect thirty days after the date of its enactment.

Approved July 24, 1956.

Public Law 765

CHAPTER 677

AN ACT

To authorize the Secretaries of the Army, the Navy, and the Air Force to cause to be published official registers for their respective services.

July 24, 1956
[H. R. 2111]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretaries of the military departments are authorized to have published, annually or at such times as they may designate, official registers containing the names of and pertinent data relating to such officers of the Regular and Reserve components of their respective services and such other lists as they may deem appropriate.

Armed Forces.
Official register.

SEC. 2. All laws or parts of laws requiring the periodic publication of an official register of the Army, of the Navy, and Marine Corps, and of the Air Force, and prescribing the contents thereof, including, but not restricted to, provisions relating to lists of names, grades, pay and emoluments, and personal data inconsistent with the provisions of this section are repealed and such repeal shall include but shall not be limited to the following Acts or parts of Acts:

- (a) Section 2 of the Act of June 18, 1878 (20 Stat. 149). 10 USC 500.
- (b) So much of section 1226, Revised Statutes, as reads, "The highest volunteer rank which has been held by officers of the Regular Army shall be entered, with their names respectively upon the Army Register." 10 USC 516.
- (c) So much of section 1256, Revised Statutes, as reads, "continue to be borne on the Army Register, and shall". 10 USC 1023.
- (d) The ultimate proviso of section 1 of the Act of May 24, 1928 (45 Stat. 735). 38 USC 581.
- (e) The words "and directed" in the seventh line of the Act of February 28, 1929 (45 Stat. 1409).
- (f) So much of the first sentence of section 201 of the Act of June 29, 1948 (62 Stat. 1084), as reads "to be published annually in the official register of the service concerned". 10 USC 1001.
- (g) So much of section 301 (a) of the Act of June 29, 1948 (62 Stat. 1087), as reads, "to be published annually in the official register of the service concerned". 10 USC 1036.
- (h) So much of section 1457, Revised Statutes, as reads "and continue to be borne on the Navy Register". 34 USC 389.
- (i) So much of section 1406, Revised Statutes, as reads "and shall be entered upon the Naval Register". 68 Stat. 167.
34 USC 121.

SEC. 3. There are hereby authorized to be appropriated such funds as may be necessary to carry out the purposes of this Act.

Appropriation.

Approved July 24, 1956.

Public Law 766

CHAPTER 678

AN ACT

To amend title 18 of the United States Code, so as to increase the penalties, applicable to seditious conspiracy, advocating overthrow of government, and conspiracy to advocate overthrow of government.

July 24, 1956
[H. R. 2854]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2384 of title 18, United States Code, is amended by striking out "\$5,000" and inserting in lieu thereof "\$20,000" and by striking out "six years" and inserting in lieu thereof "twenty years".

Seditious conspiracy.
62 Stat. 808.

SEC. 2. Section 2385 of title 18, United States Code, is amended by striking out "\$10,000" and inserting in lieu thereof "\$20,000" and by

62 Stat. 808.

striking out "ten years" and inserting in lieu thereof "twenty years" and by adding at the end thereof the following paragraph:

"If two or more persons conspire to commit any offense named in this section, each shall be fined not more than \$20,000 or imprisoned not more than twenty years, or both, and shall be ineligible for employment by the United States or any department or agency thereof, for the five years next following his conviction."

Effectivity.

SEC. 3. The foregoing amendments shall apply only with respect to offenses committed on and after the date of the enactment of this Act.

Approved July 24, 1956

Public Law 767

CHAPTER 679

July 24, 1956
[H. R. 5566]

AN ACT

To terminate the existence of the Indian Claims Commission, and for other purposes.

Indian Claims
Commission.
Termination.
60 Stat. 1055.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 23 of the Indian Claims Commission Act approved August 13, 1946 (60 Stat. 1049, 1055; 25 U. S. C., sec. 70v), is hereby amended to read as follows:

"SEC. 23. The existence of the Commission shall terminate at the end of five years from and after April 10, 1957, or at such earlier time as the Commission shall have made its final report to the Congress on all claims filed with it. Upon its dissolution the records of the Commission shall be delivered to the Archivist of the United States."

Approved July 24, 1956.

Public Law 768

CHAPTER 680

July 24, 1956
[H. R. 7380]

AN ACT

To amend the District of Columbia Police and Firemen's Salary Act of 1953 to correct certain inequities.

D. C. Police and
Firemen.
68 Stat. 1000.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 201 (b) (2) of the District of Columbia Police and Firemen's Salary Act of 1953, as amended (D. C. Code, sec. 4-815 (b) (2)), is amended to read as follows:

"(2) \$224, while he is assigned to duty as a regular first driver-operator or tillerman of a fire department hose wagon, pumper, aerial ladder truck, rescue squad, or fire department ambulance;"

68 Stat. 1000.
D. C. Code 4-816.

SEC. 2. Section 202 (f) of such Salary Act of 1953 is amended by adding at the end thereof the following new sentence: "In computing service in the grade of inspector for the purpose of determining longevity increases, service in excess of three years rendered prior to the effective date of this Act in the grade of private, when the individual was assigned to duty as a fire inspector or assistant marine engineer shall be considered service in the grade of inspector."

Effective date.

SEC. 3. The amendments made by this Act shall take effect on the first day of the first pay period of the Fire Department of the District of Columbia which begins after the date of enactment of this Act.

Approved July 24, 1956.

Public Law 769

CHAPTER 681

AN ACT

To provide that payments be made to certain members of the Pine Ridge Sioux Tribe of Indians as reimbursement for damages suffered as the result of the establishment of the Pine Ridge aerial gunnery range.

July 24, 1956
[H. R. 5838]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized and directed to pay the sum of \$3,500 to the head of each of the one hundred and twenty-five Indian families determined by the report entitled "Investigation of the Pine Ridge Aerial Gunnery Range Taking for the Committee on Interior and Insular Affairs, United States House of Representatives", submitted by the Department of the Interior on April 10, 1952, in response to a resolution of the Committee on Public Lands of the House of Representatives, adopted March 4, 1950, to have actually been domiciled on August 1, 1942, on the land belonging to the Pine Ridge Sioux Tribe of Indians, South Dakota, which was taken by the Department of the Army in 1942 for the Pine Ridge aerial gunnery range. The Secretary of the Interior shall make such payment of \$3,500 to the heirs or devisees of any such head of a family who is deceased. Payment of such sum shall be in full and complete settlement of all claims of such Indians and their heirs or devisees against the United States for damages suffered as a result of being forced to move from their homes, and being forced to relocate and reestablish themselves elsewhere because such lands were taken for an aerial gunnery range and the distribution of funds under this Act shall not be subject to any lien, except for debts owed to the United States or to Indian organizations indebted to the United States, and shall not be taxable.

Indians.
Pine Ridge Sioux
Tribe.
Payment.

SEC. 2. There is hereby authorized to be appropriated to carry out the purposes of the first section of this Act the sum of \$437,500.

Approved July 24, 1956.

Public Law 770

CHAPTER 682

AN ACT

To amend the Armed Forces Leave Act of 1946 by authorizing payments to survivors of former members for unused leave credit.

July 24, 1956
[H. R. 9246]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the last sentence of section 4 (c) of the Armed Forces Leave Act of 1946, as added by section 1 of the Act of August 4, 1947 (37 U. S. C. 33 (c)), is amended to read as follows: "Settlement and compensation in accordance with this subsection shall, in the case of a member or former member of the Armed Forces who dies after retirement or discharge and without having received that compensation, be made to the survivors of that member or former member in the manner prescribed in section 6 (b) of this Act."

Armed Forces.
Leave payment
to survivors.
61 Stat. 748.

SEC. 2. This Act takes effect August 9, 1946. No settlement and compensation may be made under this Act in the case of a member or former member who died before the date of enactment of this Act unless application is made to the Secretary concerned within two years after the date of enactment of this Act.

62. Stat. 506.
37 USC 35.
Effective Date.

SEC. 3. Any settlement and compensation made under this Act shall be made from current applicable appropriations.

Approved July 24, 1956.

Public Law 771

CHAPTER 683

July 24, 1956
[H. R. 6729]

AN ACT

To provide that the Secretary of the Navy shall appoint certain former members of the Navy and Marine Corps to the Fleet Reserve or Fleet Marine Corps Reserve, as may be appropriate, and thereafter transfer such members to the appropriate retired list.

Navy and Marine
Corps.
Appointment to
Fleet Reserve.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That upon application by any former member of the Navy or Marine Corps—

(1) who was discharged prior to August 10, 1946, under honorable conditions, and

(2) who, at the time of his discharge, had at least twenty years' active Federal service,

the Secretary of the Navy shall appoint such former member in the Fleet Reserve or Fleet Marine Corps Reserve, as may be appropriate, in the rank held by him at the time of such discharge.

Transfer to re-
tired list.

SEC. 2. Each person appointed to the Fleet Reserve or Fleet Marine Corps Reserve under the first section of this Act shall be transferred to the appropriate retired list (1) on the first day of the first calendar month beginning after such appointment, if his last discharge occurred ten or more years prior to the date of such appointment, and (2) in the case of individuals appointed under such section before the expiration of ten years from their last discharge, on the first day of the first calendar month, beginning after the expiration of ten years from the date of such discharge.

Pay.

SEC. 3. Each former member transferred to a retired list under clauses (1) and (2) of section 2 shall receive retired pay at the annual rate of 2½ per centum of the annual base and longevity pay he was receiving at the time of his last discharge, multiplied by the number of his years of active Federal service at such time (not to exceed thirty), and adjusted to reflect the percentage increases made since such discharge in the retired pay of persons retired from the Armed Forces prior to October 12, 1949.

Active Federal
service.

SEC. 4. For the purposes of this Act, all active service in the Army of the United States, the Navy, the Marine Corps, the Coast Guard, or any component thereof, shall be deemed to be active Federal service.

Restriction.

SEC. 5. No pay shall accrue to the benefit of any person appointed under the provisions of this Act prior to the date such person is actually appointed under the provisions of this Act and in no event prior to the first day of the first month following enactment of this Act.

Approved July 24, 1956.

Public Law 772

CHAPTER 684

July 24, 1956
[H. R. 7190]

AN ACT

Restoring to tribal ownership certain lands upon the Colville Indian Reservation, Washington, and for other purposes.

Colville Indian
Reservation.
Land restored.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the undisposed-of lands of the Colville Indian Reservation, Washington, dealt with by the Act of March 22, 1906 (34 Stat. 80), are hereby restored to tribal ownership to be held in trust by the United States to the same extent as all other tribal lands on the existing reservation, subject to any existing valid rights.

SEC. 2. For the purpose of effecting land consolidations between the Colville Indians and non-Indians in Ferry and Okanogan Counties, the Secretary of the Interior is hereby authorized, with the consent of the tribal council as evidenced by a resolution adopted in accordance with the constitution and bylaws of the tribe, under such regulations as he may prescribe, to sell or exchange tribal lands in connection with the acquisition of lieu lands, and to acquire through purchase, exchange, or relinquishment, lands or any interest in lands, water rights, or surface rights. The acquisition of lands pursuant to this Act shall be limited to lands within the boundary of the reservation. Exchanges of lands, including improvements thereon, shall be made on the basis of approximate equal value. In carrying out the provisions of this Act, if non-Indian lands are involved the board of county commissioners of counties in which land is located shall by proper resolution consent before such non-Indian land is acquired for the tribe or an individual Indian. No lands or interests in lands owned by the Confederated Tribes of the Colville Reservation shall be subject to disposition hereafter without the consent of the duly authorized governing body of the tribes, and no lands or interests in lands shall be acquired for the tribes without the consent of the said governing body.

SEC. 3. Title to lands or any interest therein acquired pursuant to this Act shall be taken in the name of the United States of America in trust for the tribe or individual Indian and shall be nontaxable as other tribal and allotted trust Indian lands of the Colville Reservation.

SEC. 4. The agreement entered into by the Confederated Tribes of the Colville Reservation and Okanogan and Ferry Counties of the State of Washington on April 21, 1954, is hereby ratified and approved.

SEC. 5. The Business Council of the Confederated Tribes of the Colville Reservation shall, in accordance with resolution numbered 1955-33, dated April 8, 1955, of the Colville Business Council, submit to the Secretary of the Interior within five years from the date of enactment of this Act proposed legislation providing for the termination of Federal supervision over the property and affairs of the Confederated Tribes and their members within a reasonable time after the submission of such proposed legislation.

Approved July 24, 1956.

Public Law 773

CHAPTER 685

AN ACT

To amend the Act entitled "An Act to provide recognition for meritorious service by members of the police and fire departments of the District of Columbia", approved March 4, 1929.

July 24, 1956
[H. R. 10375]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first section of the Act entitled "An Act to provide recognition for meritorious service by members of the police and fire departments of the District of Columbia, approved March 4, 1929, is amended to read as follows:

"That for the official recognition of outstanding acts in the line of duty by the members of the police and fire departments of the District of Columbia there shall be awarded annually one gold medal and one or more silver medals, appropriately inscribed, to those members of each department who have by outstanding or conspicuous services earned such awards."

Approved July 24, 1956.

D. C. Police and
Firemen.
Medals.
45 Stat. 1556.
D. C. Code 4-701.

Public Law 774

CHAPTER 686

July 24, 1956
[H. R. 8290]

AN ACT

To provide for the appointment and promotion of the director and assistant directors of the band of the United States Marine Corps, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection 517 (a) of the Act of October 12, 1949 (63 Stat. 833) is amended to read as follows:

“(a) The band of the United States Marine Corps shall consist of one director, two assistant directors, and such other personnel in such numbers and distributed in such grades and ranks as the Secretary of the Navy may determine necessary and appropriate. Hereafter during concert tours approved by the President, personnel of the Marine Band shall suffer no loss of allowances.”

U. S. Marine Band. 34 USC 701. **Director and assistant directors.**

Grade. SEC. 2. (a) The Secretary of the Navy shall designate the director and assistant directors of the Marine Band from among qualified personnel of the United States Marine Corps or the United States Marine Corps Reserve. Persons so designated may, upon the recommendation of the Secretary of the Navy, be appointed by the President, by and with the advice and consent of the Senate, to commissioned grades in the Regular Marine Corps as authorized by this Act.

Promotion. (b) The initial appointment to a commissioned grade of any person designated as director shall be in the grade of captain except that any such person who, at the time of such designation, holds an appointment in a higher grade may be appointed in such higher grade, but not in a higher grade than that of lieutenant colonel. The initial appointment to a commissioned grade of any person designated as an assistant director shall be in a grade below that of captain.

Restriction. SEC. 3. The Secretary of the Navy shall prescribe regulations for the promotion of persons designated as director or assistant director of the Marine Band and the President, by and with the advice and consent of the Senate, may from time to time appoint them to higher grades, but the grade of the director shall not be higher than lieutenant colonel, and the grades of assistant directors shall not be higher than captain.

Retirement. SEC. 4. No person who accepts a commission under this Act shall, while serving thereunder, be entitled to any pay and allowances from the United States except as provided by law for the grade in which serving, but no such person shall suffer any reduction in pay and allowances to which he was entitled at the time of such appointment.

Revocation of designation. SEC. 5. Directors and assistant directors of the Marine Band and former directors and assistant directors who have held appointments under this Act, when retired shall be retired in and with retired pay based upon the highest grade held pursuant to this Act in which the Secretary of the Navy determines that they have served satisfactorily, unless entitled to higher grade or retired pay under other provisions of law.

SEC. 6. The Secretary of the Navy, in his discretion, may revoke a designation as director or assistant director made pursuant to this Act. Upon such revocation, appointment to commissioned grade under the provisions of this Act shall terminate, and the individual concerned shall be discharged from the service or shall have the option of reversion to the grade and status held at the time of his designation as director or assistant director.

SEC. 7. Section 11 of the Act of March 4, 1925 (43 Stat. 1274), as amended by section 1 (c) of the Act of June 29, 1946 (60 Stat. 343), is hereby repealed, and all other laws and parts of laws are hereby repealed insofar as they may be inconsistent with the provisions of this Act.

Approved July 24, 1956.

Repeals.
34 USC 701.

Public Law 775

CHAPTER 687

AN ACT

To establish a date of rank for pay purposes for certain Naval Reserve officers promoted to the grades of lieutenant and lieutenant commander.

July 24, 1956
[H. R. 7611]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding the provisions of the Act of July 24, 1941 (55 Stat. 603), those officers of the Naval Reserve—

Naval Reserve
officers.
Date of rank.
14 USC 240, 310;
34 USC 350 et seq.

(a) who were selected for promotion to lieutenant or lieutenant commander by selection boards of officers whose reports were approved by the Secretary of the Navy on April 11, 1952, April 14, 1952, April 22, 1952, April 25, 1952, May 20, 1952, or May 29, 1952; and

(b) who were promoted to the grade for which selected while on active duty, shall be considered to have been promoted on the date which is stipulated in the appointing orders to be the date of rank in the grade to which promoted, and shall be entitled to pay, allowances, and precedence from this date of rank.

Approved July 24, 1956.

Public Law 776

CHAPTER 688

AN ACT

To amend the provisions of the Revised Statutes, relating to physical examinations preliminary to promotion of officers of the naval service.

July 24, 1956
[H. R. 9892]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1493 of the Revised Statutes is amended to read as follows:

Navy officers.
Physical examination for promotion.
34 USC 271.

"Sec. 1493. No officer of the Regular Navy or Regular Marine Corps may be promoted to a grade above that of ensign in the Navy or second lieutenant in the Marine Corps until he has qualified therefor by such physical examination as the Secretary of the Navy may prescribe. No officer shall be excluded from a promotion to which he would otherwise be regularly entitled if in his case the Secretary of the Navy or the Chief of the Bureau of Medicine and Surgery when authorized by the Secretary of the Navy determines that his physical disqualification was by reason of wounds received in the line of duty and that such wounds do not incapacitate him for the performance of useful service in the higher grade."

SEC. 2. The following laws and parts of laws are repealed:

- (1) Section 1494 of the Revised Statutes (34 U. S. C. 272);
- (2) The last sentence of the tenth paragraph under the heading "Marine Corps" of the Act of August 29, 1916 (ch. 417, 39 Stat. 611; 34 U. S. C. 666); and
- (3) Section 9 of the Act of May 29, 1934 (ch. 367, 48 Stat. 812; 34 U. S. C. 665).

Approved July 24, 1956.

Public Law 777

CHAPTER 689

July 24, 1956
[H. R. 7646]

AN ACT

To authorize the Secretaries of the military departments, and the Secretary of the Treasury with respect to the Coast Guard, to incur expenses incident to the representation of their personnel before judicial tribunals and administrative agencies of any foreign nation.

Armed Forces.
Counsel fees and
court costs.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Army, the Secretary of the Navy, the Secretary of the Air Force, and the Secretary of the Treasury, with respect to the Coast Guard when it is operating as a service in the Department of the Treasury, may employ counsel, and may pay counsel fees, court costs, bail, and other expenses incident to the representation before judicial tribunals and administrative agencies of any foreign nation of persons subject to the Uniform Code of Military Justice.

SEC. 2. The Secretary of each of the military departments concerned, and the Department of the Treasury, shall prescribe regulations which shall be uniform to the extent practicable, to carry out the provisions of this Act.

Nonapplicabil-
ity.
5 USC 49, 314.

SEC. 3. Sections 189 and 365 of the Revised Statutes do not apply to any action taken under this Act.

SEC. 4. No claim for reimbursement shall be made against any person subject to the Uniform Code of Military Justice with respect to any payments made on his behalf under the authority of this Act: *Provided*, That claim for reimbursement may be made against any such person who is responsible for forfeiture of bail provided on his behalf at Government expense.

Appropriation.

SEC. 5. Appropriations available to the military department concerned and to the Department of the Treasury for the payment of personnel may be used to carry out the terms and provisions of this Act.

Approved July 24, 1956.

Public Law 778

CHAPTER 690

July 24, 1956
[H. R. 9333]

AN ACT

To amend the Commodity Exchange Act to provide for hedging anticipated requirements of processors and manufacturers.

49 Stat. 1493.
7 USC 6a.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 4a (3) of the Commodity Exchange Act is amended by striking out the period at the end thereof and inserting at the end thereof a semicolon and the following new paragraph:

“(C) an amount of such commodity the purchase of which for future delivery shall not exceed such person’s unfilled anticipated requirements for processing or manufacturing during a specified operating period not in excess of one year: *Provided*, That such purchase is made and liquidated in an orderly manner and in accordance with sound commercial practice in conformity with such regulations as the Secretary of Agriculture may prescribe.”

Effective date.

SEC. 2. This Act shall take effect sixty days after the date of its enactment.

Approved July 24, 1956.

Public Law 779

CHAPTER 691

AN ACT

To change the name of the Government Locks at Ballard, Washington, to the "Hiram M. Chittenden Locks".

July 24, 1956
[H. R. 7943]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the locks known as the "Government Locks", at Ballard, Washington, shall hereafter be known and designated as the "Hiram M. Chittenden Locks" in honor of General Hiram M. Chittenden, who (as District Engineer in Seattle) was primarily responsible for the design and construction of the locks, and whose services did so much to promote the development and progress of the Port of Seattle.

Hiram M. Chittenden Locks.

Approved July 24, 1956.

Public Law 780

CHAPTER 692

AN ACT

To require enlisted members of the Armed Forces to make up time lost during enlistments.

July 24, 1956
[H. R. 8407]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That an enlisted member of the Army, Navy, Air Force, Marine Corps, or Coast Guard who—

Armed Forces.
Time lost.

- (1) deserts;
- (2) is absent from his organization, station, or duty for more than one day without proper authority, as determined by competent authority;
- (3) is confined for more than one day while awaiting trial and disposition of his case, and whose conviction has become final;
- (4) is confined for more than one day under a sentence which has become final; or
- (5) is unable for more than one day, as determined by competent authority, to perform his duties because of intemperate use of drugs or alcoholic liquor, or because of disease or injury resulting from his misconduct;

is liable, after his return to full duty, to serve for a period which, when added to the period that he served before his absence from duty, amounts to the term for which he was enlisted or inducted.

SEC. 2. The following are repealed:

(1) Section 1 (article 107) of the Act of June 4, 1920 (ch. 227, 41 Stat. 809), as amended by section 6 (a) of the Act of May 5, 1950 (ch. 169, 64 Stat. 145).

10 USC 629.

(2) The proviso of the fourth paragraph under "Officers for Engineering Duty Only" of the Act of August 29, 1916 (ch. 417, 39 Stat. 580), as amended by the Act of July 1, 1918 (ch. 114, 40 Stat. 717 (2d par.)).

34 USC 183.

(3) The Act of May 21, 1928 (ch. 650, 45 Stat. 620).

34 USC 183a.

(4) Clause (3) and the last sentence of subsection (a), and subsections (b) and (c), of section 367 of title 14, United States Code.

63 Stat. 523.

SEC. 3. Section 367 (a) of title 14, United States Code, is amended by renumbering clauses "(4)" and "(5)" as "(3)" and "(4)", respectively.

Approved July 24, 1956.

Public Law 781

CHAPTER 693

July 24, 1956
[H. R. 8898]

AN ACT

To provide an additional authorization of appropriations for the purchase by the Secretary of Agriculture under the Act of May 11, 1938, of lands within the boundaries of the Cache National Forest in the State of Utah.

Cache National
Forest, Utah.
Appropriation for
lands.

Matching funds.

Restriction.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$200,000, or so much thereof as may be necessary, to remain available until expended, to carry out the program for the purchase by the Secretary of Agriculture of lands within the boundaries of the Cache National Forest in the State of Utah under the Act entitled "An Act to facilitate the control of soil erosion and flood damage originating upon lands within the exterior boundaries of the Cache National Forest in the State of Utah", approved May 11, 1938 (52 Stat. 347; Public, Numbered 505, Seventy-fifth Congress), as amended by section 2 of the Act of May 26, 1944 (58 Stat. 227, 228; Public Law 310, Seventy-eighth Congress): *Provided*, That the funds authorized to be appropriated under this Act shall be available for expenditure only to the extent that such funds are matched by donations of lands of not less than equal value to the United States of America within the Cache National Forest or funds of equal amount contributed by local agencies, organizations or persons, which contributed funds are hereby authorized to be expended in payment for lands acquired under this Act and to defray the cost of work to rehabilitate watersheds on national-forest lands within the Cache National Forest as authorized by the Secretary of Agriculture: *Provided further*, That no permits shall be issued under the regulations of the Secretary of Agriculture for the grazing of domestic livestock on lands acquired under this Act or on lands hereafter donated for matching purposes as hereinbefore referred to. The authorization of appropriations provided by this Act shall be in addition to and shall not affect the authorization for the appropriation of certain receipts for purchase of lands provided by such Act of May 11, 1938, as amended.

Approved July 24, 1956.

Public Law 782

CHAPTER 694

July 24, 1956
[H. R. 10964]

AN ACT

To provide for municipal use of storage water in Benbrook Dam, Texas.

Benbrook Dam,
Tex.
59 Stat. 18.

58 Stat. 890; 66
Stat. 93.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the project for improvement of the Trinity River and tributaries, Texas, authorized by the River and Harbor Act of March 2, 1945, is hereby modified to authorize the Secretary of the Army to contract with the city of Fort Worth pursuant to section 6 of the Flood Control Act of December 22, 1944 (33 U. S. C. 708), for the use of water supply storage in the Benbrook Reservoir for municipal water supply until such time as the water supply storage is needed for navigation purposes.

Approved July 24, 1956.

Public Law 783

CHAPTER 695

AN ACT

To amend the District of Columbia Traffic Act, 1925, as amended.

July 24, 1956
[H. R. 11488]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (j) of section 6 of the District of Columbia Traffic Act, 1925 (43 Stat. 1121), as amended (sec. 40-603 (j), D. C. Code), is amended by adding at the end thereof the following new paragraph:

D. C., motor vehicle excise tax.

“(5) New motor vehicles acquired from dealers as replacements for defective vehicles purchased new not more than sixty days prior to the date of such replacement, except that if the fair market value of any replacement vehicle is greater than that of the vehicle which it replaces, then the tax imposed by this section shall be paid on such difference in value. If the fair market value of any replacement vehicle is less than that of the vehicle which it replaces, then the Commissioners or their designated agent are authorized to refund to the owner of the replacement vehicle an amount equal to the difference between the excise tax paid on the defective vehicle and the excise tax paid on the replacement vehicle.”

SEC. 2. The second sentence of paragraph (2) of subsection (a) of section 7 of the District of Columbia Traffic Act, 1925, as amended (sec. 40-301 (a) (2), D. C. Code), as amended, is amended by striking the word “District”.

68 Stat. 732.

SEC. 3. This Act shall take effect thirty days after its approval.

Effective date.

Approved July 24, 1956.

Public Law 784

CHAPTER 696

AN ACT

To provide that the 1955 formula for taxing income of life insurance companies shall also apply to taxable years beginning in 1956.

July 24, 1956
[H. R. 11995]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. EXTENSION OF 1955 FORMULA TO 1956.

Taxes.
Life insurance
companies.

Subsections (a) and (c) of section 802 of the Internal Revenue Code of 1954 (relating to tax on income of life insurance companies) are each amended by inserting “or in 1956” after “1955”.

Ante, p. 38.

SEC. 2. TECHNICAL AMENDMENTS.

(a) The table of sections to subpart A of part I of subchapter L of the Internal Revenue Code of 1954 is amended by striking out

Ante, p. 36.

“Sec. 802. Tax imposed for 1955.”

and inserting in lieu thereof

“Sec. 802. Tax imposed for 1955 and 1956.”

(b) The heading to section 802 of such Code is amended by inserting “and 1956” after “1955”.

(c) Section 811 (a) of the Internal Revenue Code of 1954 (relating to tax under 1942 formula) is amended by striking out “December 31, 1955” and inserting in lieu thereof “December 31, 1956”.

Ante, p. 44.

SEC. 3. EFFECTIVE DATE.

The amendments made by this Act shall apply only to taxable years beginning after December 31, 1955.

Approved July 24, 1956.

Public Law 785

CHAPTER 697

July 24, 1956
[H. R. 10683]

AN ACT

To amend the Dependents Assistance Act of 1950, as amended, so as to provide punishment for fraudulent acceptance of benefits thereunder.

69 Stat. 224,
50 USC app.
2201 note.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Dependents Assistance Act of 1950, as amended (64 Stat. 794; 67 Stat. 6; Public Law 118, Eighty-fourth Congress, approved June 30, 1955), is amended by inserting the following section after section 13:

"SEC. 13a. Whoever shall obtain or receive any money, check, allowance, or allotment under this Act, without being entitled thereto and with intent to defraud shall be punished by a fine of not more than \$2,000 or by imprisonment for not more than one year, or both."

Approved July 24, 1956.

Public Law 786

CHAPTER 715

July 25, 1956
[S. J. Res. 182]

JOINT RESOLUTION

To extend the time for filing the final report of the Commission on Government Security to June 30, 1957, and for other purposes.

Commission on
Government Security.

50 USC 781 note.

63 Stat. 954.
5 USC 1071 note.
5 USC 55a.

Reports to Congress.

Termination.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That section 4 (a) (2) of the joint resolution, approved August 9, 1955, entitled "Joint Resolution To Establish a Commission on Government Security" (69 Stat. 595-597), is hereby amended to read as follows:

"(2) The Commission may procure, without regard to the civil service laws and the Classification Act of 1949, as amended, temporary and intermittent services to the same extent as is authorized for the departments by section 15 of the Act of August 2, 1946 (60 Stat. 810), but at rates not to exceed \$50 per diem for individuals, and such services may be procured for any period of time during the existence of the Commission."

That section 9 of such joint resolution is hereby amended to read as follows:

"SEC. 9. The Commission may submit interim reports to the Congress and the President at such time or times as it deems advisable, and shall submit its final report to the Congress and the President not later than June 30, 1957. The final report of the Commission may propose such legislative enactments and administrative actions as in its judgment are necessary to carry out its recommendations. The Commission shall cease to exist ninety days after submission of its final report."

Approved July 25, 1956.

Public Law 787

CHAPTER 716

July 25, 1956
[S. 2092]

AN ACT

Transferring to the jurisdiction of the Department of the Army the bridge across the Missouri River between the Fort Leavenworth military reservation in Kansas and Platte County, Missouri, and authorizing its removal.

Bridge, Ft. Leavenworth, Kans.
Jurisdiction and removal.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Attorney General is hereby authorized and directed to transfer back to the jurisdiction of the Department of the Army the bridge across the Missouri

River at Fort Leavenworth, Kansas, connecting the military reservation with the lands belonging to the Department of Justice in Platte County, Missouri.

SEC. 2. The provisions in the Second Deficiency Act of 1924 (43 Stat. 687) requiring that said bridge shall be open to use by the public under such rules and regulations as may be prescribed by the Attorney General is hereby repealed.

SEC. 3. The Department of the Army is authorized to remove the said bridge as it constitutes an unreasonable obstruction to navigation and such appropriation is hereby authorized as may be necessary for its removal and the relocation of the Government-owned utilities now carried by said bridge serving the lands belonging to the Department of Justice in Platte County, Missouri.

Approved July 25, 1956.

Appropriation.

Public Law 788

CHAPTER 717

AN ACT

To provide that lock and dam numbered 17 on the Black Warrior River, Alabama, shall hereafter be known and designated as the John Hollis Bankhead lock and dam.

July 25, 1956
[S. 2424]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, in honor of the late Senator John Hollis Bankhead, and in recognition of his outstanding service in securing the improvement of the Black Warrior River, Alabama, lock and dam numbered 17 on such river shall hereafter be known and designated as the John Hollis Bankhead lock and dam, and shall be dedicated to his memory as a monument to his distinguished public service. Any law, regulation, document, or record of the United States in which such lock and dam is designated or referred to as lock and dam numbered 17 shall be held and considered to refer to such lock and dam under and by the name of the John Hollis Bankhead lock and dam.

Approved July 25, 1956.

John Hollis
Bankhead lock and
dam.

Public Law 789

CHAPTER 718

AN ACT

To authorize the Secretary of Agriculture to convey to the Territory of Alaska certain lands in the city of Sitka, known as Baranof Castle site.

July 25, 1956
[S. 3344]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Agriculture is hereby authorized and directed to convey, without reimbursement therefor, to the Territory of Alaska, for use as a historic monument site, all the right, title, and interest of the United States to the following described lands, containing 1.349 acres, more or less, and improvement thereon, known as the Baranof Castle site: The tract of land formerly occupied by the Alaska Agricultural Experiment Station, more particularly shown on the plat of Sitka Townsite, Alaska, United States survey numbered 1474, tract A, approved April 2, 1925, as the United States Reserve for Agricultural Investigations and Weather Service: *Provided,* That if the Territory of Alaska shall attempt to transfer title to or control over these lands, or to devote them to a use other than as a historic monument site title thereto shall revert to the United States.

Approved July 25, 1956.

Baranof Castle
site, Alaska.
Conveyance.

Public Law 790

CHAPTER 719

July 25, 1956
[S. 3032]

AN ACT

Granting the consent and approval of Congress to the Middle Atlantic Interstate Forest Fire Protection Compact.

Middle Atlantic
Interstate Forest
Fire Protection
Compact.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent and approval of Congress is hereby given to the Middle Atlantic Interstate Forest Fire Protection Compact, as hereinafter set out. Such compact reads as follows:

“MIDDLE ATLANTIC INTERSTATE FOREST FIRE PROTECTION COMPACT

“ARTICLE I

“The purpose of this compact is to promote effective prevention and control of forest fires in the Middle Atlantic region of the United States by the development of integrated forest fire plans, by the maintenance of adequate forest fire fighting services by the member states, and by providing for mutual aid in fighting forest fires among the compacting states of the region and with states which are party to other Regional Forest Fire Protection compacts or agreements.

“ARTICLE II

“This compact shall become operative immediately as to those states ratifying it whenever any two or more of the states of Delaware, Maryland, New Jersey, Pennsylvania, Virginia and West Virginia which are contiguous have ratified it and Congress has given consent thereto.

“ARTICLE III

“In each state, the state forester or officer holding the equivalent position who is responsible for forest fire control shall act as compact administrator for that state and shall consult with like officials of the other member states and shall implement cooperation between such states in forest fire prevention and control.

“The compact administrators of the member states shall organize to coordinate the services of the member states and provide administrative integration in carrying out the purposes of this compact.

“The compact administrators shall formulate and, in accordance with need, from time to time, revise a regional forest fire plan for the member states.

“It shall be the duty of each member state to formulate and put in effect a forest fire plan for that state and take such measures as may be necessary to integrate such forest fire plan with the regional forest fire plan formulated by the compact administrators.

“ARTICLE IV

“Whenever the state forest fire control agency of a member state requests aid from the state forest fire control agency of any other member state in combating, controlling or preventing forest fires, it shall be the duty of the state forest fire control agency of that state to render all possible aid to the requesting agency which is consonant with the maintenance of protection at home.

"ARTICLE V

"Whenever the forces of any member state are rendering outside aid pursuant to the request of another member state under this compact, the employees of such state shall, under the direction of the officers of the state to which they are rendering aid, have the same powers (except the power of arrest), duties, rights, privileges and immunities as comparable employees of the state to which they are rendering aid.

"No member state or its officers or employees rendering outside aid pursuant to this compact shall be liable on account of any act or omission on the part of such forces while so engaged, or on account of the maintenance or use of any equipment or supplies in connection therewith.

"All liability, except as otherwise provided hereinafter, that may arise either under the laws of the requesting state or under the laws of the aiding state or under the laws of a third state on account of or in connection with a request for aid, shall be assumed and borne by the requesting state.

"Any member state rendering outside aid pursuant to this compact shall be reimbursed by the member state receiving such aid for any loss or damage to, or expense incurred in the operation of any equipment answering a request for aid, and for the cost of all materials, transportation, wages, salaries, and maintenance of employees and equipment incurred in connection with such request: *Provided*, that nothing herein contained shall prevent any assisting member state from assuming such loss, damage, expense or other cost or from loaning such equipment or from donating such services to the receiving member state without charge or cost.

"Each member state shall provide for the payment of compensation and death benefits to injured employees and the representatives of deceased employees in case employees sustain injuries or are killed while rendering outside aid pursuant to this compact, in the same manner and on the same terms as if the injury or death were sustained within such state.

"For the purposes of this compact the term employee shall include any volunteer or auxiliary legally included within the forest fire fighting forces of the aiding state under the laws thereof.

"The compact administrators shall formulate procedures for claims and reimbursement under the provisions of this article, in accordance with the laws of the member states.

"ARTICLE VI

"Nothing in this compact shall be construed to authorize or permit any member state to curtail or diminish its forest fire fighting forces, equipment, services or facilities, and it shall be the duty and responsibility of each member state to maintain adequate forest fire fighting forces and equipment to meet demands for forest fire protection within its borders in the same manner and to the same extent as if this compact were not operative.

"Nothing in this compact shall be construed to limit or restrict the powers of any state ratifying the same to provide for the prevention, control and extinguishment of forest fires, or to prohibit the enactment or enforcement of state laws, rules or regulations intended to aid in such prevention, control and extinguishment in such state.

"Nothing in this compact shall be construed to affect any existing or future cooperative relationship or arrangement between the United States Forest Service and a member state or states.

"ARTICLE VII

"The compact administrators may request the United States Forest Service to act as the primary research and coordinating agency of the Middle Atlantic Interstate Forest Fire Protection Compact in cooperation with the appropriate agencies in each state, and the United States Forest Service may accept the initial responsibility in preparing and presenting to the compact administrators its recommendations with respect to the regional fire plan. Representatives of the United States Forest Service may attend meetings of the compact administrators.

"ARTICLE VIII

"The provisions of Articles IV and V of this compact which relate to mutual aid in combating, controlling or preventing forest fires shall be operative as between any state party to this compact and any other state which is party to a regional forest fire protection compact in another region: *Provided*, That the legislature of such other state shall have given its assent to such mutual aid provisions of this compact.

"ARTICLE IX

"This compact shall continue in force and remain binding on each state ratifying it until the legislature or the governor of such state takes action to withdraw therefrom. Such action shall not be effective until six months after notice thereof has been sent by the chief executive of the state desiring to withdraw to the chief executives of all states then parties to the compact."

SEC. 2. The right to alter, amend, or repeal this Act is expressly reserved.

Approved July 25, 1956.

Public Law 791

CHAPTER 720

AN ACT

July 25, 1956
[S. 2895]

To amend the Acts of February 28, 1903, and March 3, 1927, relating to the payment of the cost and expense of constructing railway-highway grade elimination structures in the District of Columbia.

D. C. railway-
highway grade
elimination struc-
ture.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the second sentence of the second paragraph of section 10 of the Act of February 28, 1903 (32 Stat. 918), as amended (sec. 7-1214, D. C. Code, 1951 edition), is amended to read as follows: "The cost and expense of any project for opening any such street or highway within the limits of such railroad company's right-of-way, including the cost of constructing the portion of any viaduct bridge, within said limits, shall be borne and paid as follows:

Payments.

"(1) The District of Columbia shall apply to the payment of such cost and expense all Federal aid highway-railway grade separation funds available for use by the District of Columbia at the time any such project is programed and all such funds which become available for use on such projects by the District of Columbia during the construction of such project;

"(2) If such Federal aid highway-railway grade separation funds are insufficient to pay the cost and expense of any such project, the portion not so covered shall be paid one-half by the railroad company, its successors and assigns, whose tracks are crossed and one-half by

the District of Columbia: *Provided*, That in no case shall the obligation of the railroad company affected exceed 10 per centum of the total cost and expense of such project;

“(3) After construction, the cost of maintenance shall be wholly borne and paid in the case of highway overpasses by the District of Columbia, and in the case of highway underpasses by the railroad company, its successors and assigns, whose tracks are crossed; and

“(4) The portions of such streets planned or projected as above which lie within a right-of-way belonging to such railroad company shall be dedicated by such company as a public thoroughfare when the portions of such street adjoining such right-of-way have been similarly dedicated or otherwise acquired.”

SEC. 2. (a) That section 3 of the Act of March 3, 1927 (44 Stat. 1353; sec. 7-1215, D. C. Code, 1951 edition) is amended by striking therefrom the word “steam”

(b) So much of section 3 of such Act approved March 3, 1927, as reads: “*Provided*, That one-half of the total cost of constructing any viaduct or subway and approaches thereto shall in such case be paid by the railroad company, its successors or assigns, whose tracks are so crossed; and in the event the rights-of-way of two or more railroad companies are so crossed said half cost as herein provided shall be paid by the said railroad companies, their successors or assigns, in proportion to the widths of their respective land holdings, and all” is amended to read as follows: “*Provided*, That the total cost of constructing any project for such viaduct or subway and approaches thereto shall be borne and paid as follows:

Viaducts and
subways.
Cost.

“(1) The District of Columbia shall apply to the payment of the cost of such project all Federal aid highway-railway grade separation funds available for use by the District of Columbia at the time any such project is programed and all such funds which become available for use on such project by the District of Columbia during the construction of such projects; and

Payments.

“(2) If such Federal-aid highway-railway grade separation funds are insufficient to pay the cost of any such project, the portion not so covered shall be paid one-half by the railroad company, its successors and assigns, whose tracks are crossed and one-half by the District of Columbia: *Provided further*, That in no case shall the obligation of the railroad company affected exceed 10 per centum of the total cost of such project: *Provided further*, That in the event the rights-of-way of two or more railroad companies are so crossed said half cost as herein provided shall be paid by the said railroad companies, their successors and assigns, in proportion to the widths of their respective landholdings, but the obligations of such companies shall not, in the aggregate, exceed 10 per centum of the cost of such project: *Provided further*, That after construction the cost of maintenance shall be wholly borne and paid in the case of highway overpasses by the District of Columbia, and in the case of highway underpasses by the railroad company, its successors and assigns, whose tracks are crossed: *Provided further*, That in the event the rights-of-way of two or more railroad companies are so crossed, the cost of maintenance shall be borne and paid in the case of highway underpasses by the said railroad companies, their successors and assigns, in proportion to the widths of their respective land holdings. All”.

Approved July 25, 1956.

Public Law 792

CHAPTER 721

July 25, 1956
[S. 3498]

AN ACT

To extend authority of the American Battle Monuments Commission to all areas in which the Armed Forces of the United States have conducted operations since April 6, 1917, and for other purposes.

American Battle
Monuments Com-
mission.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the second and third paragraphs of the first section of the Act entitled "An Act for the creation of the American Battle Monuments Commission to erect suitable memorials commemorating the services of the American Soldier in Europe, and for other purposes", approved March 4, 1923 (42 Stat. 1509, as amended; 36 U. S. C. 121), are amended to read as follows:

Compensation.

"The members of the Commission shall serve as such without compensation, except that (1) their actual expenses in connection with the work of the Commission, and (2) when in a travel status, a per diem of \$20 in lieu of subsistence, may be paid to them from any funds appropriated for the purposes of this Act, or acquired by other means hereinafter authorized.

Personnel.

"Upon the request of the Commission, the heads of the Federal departments or agencies are authorized to designate such personnel, and to make available to the Commission such facilities, of their respective departments or agencies, or of the Army, Navy, Air Force, or Marine Corps, as the case may be, as may be necessary to assist in carrying out the purposes of this Act, and may expend for such purposes any funds appropriated to such departments, agencies, and services, with reimbursement from the Commission for the pay and allowances of the personnel so designated. The Commission is authorized to employ such further personnel as may be necessary to carry out the purposes of this Act, within the limits of any appropriation or appropriations made for such purposes.

Effective date.

"The provisions of this subsection shall take effect on the first day of the first calendar month following the date of enactment of this Act."

Repeals.
33 USC 126, 129,
130.
Redesignations.

SEC. 2. (a) Sections 5, 8, and 9 of such Act are repealed.

(b) Sections 2, 3, and 4 of such Act are redesignated as sections 3, 4, and 5, respectively, of such Act.

(c) Sections 10, 11, 12, 13, and 14 of such Act are redesignated as sections 8, 9, 10, 11, and 12, respectively, of such Act.

(d) Each reference made hereinafter to any section of such Act, the numbering of which is redesignated by subsection (b) or (c) of this section, shall be deemed to be made to such section as so redesignated.

SEC. 3. (a) Such Act is amended by inserting, immediately after the first section thereof, the following new section:

Cemeteries out-
side U. S.

"SEC. 2. When, as a result of combat operations, the Armed Forces shall establish military cemeteries in zones of operations outside the United States and its Territories and possessions, the Commission and the Secretary of the Army immediately upon the cessation of hostilities, shall determine which of the cemeteries so established, if any, shall become permanent cemeteries or, as they may deem desirable, select new sites at any other location for such cemeteries. The Commission shall be solely responsible for the design and construction of such permanent cemeteries, and of all buildings, plantings, headstones, and other permanent improvements incidental thereto except that (1) the Armed Forces shall be responsible for the maintenance of such permanent cemeteries until such time as the Commission shall express its readiness to assume the functions of administra-

tion hereinafter authorized, (2) all construction undertaken by the Armed Forces in establishing and maintaining the cemetery prior to its transfer to the Commission shall be nonpermanent in nature, (3) burials and reburials therein by the Armed Forces shall be carried out in accordance with plans prepared by the Commission, (4) the Armed Forces shall have the right to re-enter any cemeteries transferred to the Commission for the purpose of making exhumations or reinterments should they deem any such action to be necessary."

(b) Section 3 of such Act is amended to read as follows:

"SEC. 3. The Commission shall prepare plans and estimates for the erection of suitable memorials to commemorate the services of the American Armed Forces, and shall erect and maintain memorials in the United States and at such places outside the United States where the American Armed Forces have served since April 6, 1917, or shall hereafter serve, as the Commission shall determine. The Commission shall also erect and maintain works of architecture and art in such American cemeteries located outside of the United States, its Territories, and possessions, as have been or may hereafter be declared to be permanent cemeteries. Works of architecture and art erected by the Commission in cemeteries within the United States, its Territories and possessions, shall be maintained by the Department of Defense.

"The Commission shall control as to materials and design and provide regulations for, and supervise the erection of, all memorial monuments and buildings in American cemeteries located outside the United States, its Territories, and possessions.

"The Commission shall control as to design and provide regulations for the erection of all memorial monuments and buildings commemorating the services of the American Armed Forces erected in any foreign country or political division thereof which may authorize the Commission to perform such functions."

(c) Section 4 of such Act is amended to read as follows:

"SEC. 4. Before any design for any memorial is accepted by the Commission, it shall be approved by the National Commission of Fine Arts."

SEC. 4. (a) Section 9 of such Act is amended to read as follows:

"SEC. 9. The records and archives of the Commission, shall, when no longer required by the Commission, be deposited with the National Archives in accordance with the provisions of the Federal Records Act of 1950 (44 U. S. C. 397)."

(b) Section 10 of such Act is amended to read as follows:

"SEC. 10. The President may by Executive order transfer to the Commission, with respect to any permanent military cemeteries located outside of the United States, its Territories and possessions, the same functions of administration which were transferred to the Commission by Executive Order 6614, dated February 26, 1934, and Executive Order 10057, dated May 14, 1949, as amended by Executive Order 10087, dated December 3, 1949, together with any supplies, materials and equipment located therein or in military depots overseas which are excess to the needs of the Department of Defense and are requested by the Commission for the performance of such functions. Thereafter the Commission shall be responsible for the maintenance of such cemetery and of all improvements therein."

(c) Section 12 of such Act is amended by—

(1) striking out the words "such purposes" in the first paragraph thereof, and inserting in lieu thereof the words "the purposes of this Act";

(2) inserting in the second paragraph thereof, immediately after the word "outside", a comma and the words "or for use outside,"; and,

36 USC 123.
Memorials.
Powers and duties.

36 USC 124.
Design.
Approval.

36 USC 138.
Records and archives.

36 USC 132.
Administrative functions.
Transfer.

36 USC 132 notes.

60 Stat. 317.
36 USC 138b.

(3) inserting, immediately after the third paragraph thereof, the following new paragraph:

Claims.

57 Stat. 66.

"Claims of the type described in the first section of the Act entitled 'An Act to provide for the prompt settlement of claims for damages occasioned by Army, Navy, and Marine Corps forces in foreign countries', approved January 2, 1942 (55 Stat. 880, as amended; 31 U. S. C. 224d), on account of damage to or loss or destruction of property both real and personal, or personal injury or death of any person, arising on or after the date of the enactment of this paragraph and caused by the negligent or wrongful act or omission of any officer or civilian employee of the Commission while acting within the scope of his office or employment, may be considered, ascertained, adjusted, determined, and paid in the manner provided in such Act for the settlement of Army claims, except that in such cases one or more officers or employees of the Commission may be appointed by the Secretary of the Army to a claims commission or commissions or as officers to approve settlements of claims made by such commission or commissions, and all payments in settlement of such claims shall be made out of appropriations made for the purposes of this Act."

Approved July 25, 1956.

Public Law 793

CHAPTER 722

AN ACT

July 25, 1956
[S. 3180]

To amend title 28 of the United States Code to authorize the appointment of two United States commissioners for Cumberland Gap National Historical Park.

Cumberland Gap
National Historical
Park.
62 Stat. 916.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 631 (a) of title 28 of the United States Code is amended by inserting after the third paragraph of such section the following new paragraph:

"Two United States commissioners may be appointed for Cumberland Gap National Historical Park. One, whose jurisdiction shall be limited to the portion of the park situated in Kentucky, shall be appointed by the District Court for the Eastern District of Kentucky; the other, whose jurisdiction shall be limited to the portion of the park situated in Tennessee and Virginia, shall be appointed by joint action of the District Courts for the Eastern District of Tennessee and the Western District of Virginia."

Approved July 25, 1956.

Public Law 794

CHAPTER 723

AN ACT

July 25, 1956
[S. 3397]

To amend section 3 of the Act of May 19, 1947 (ch. 80, 61 Stat. 102), as amended, for the purpose of extending the time in which payments are to be made to members of the Shoshone Tribe and the Arapahoe Tribe of the Wind River Reservation in Wyoming, and for other purposes.

Indians.
Shoshone and
Arapahoe Tribes.

25 USC 613.
Per capita pay-
ments.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 3 of the Act entitled "An Act to authorize the segregation and expenditure of trust funds held in joint ownership by the Shoshone and Arapahoe Tribes of the Wind River Reservation", approved May 19, 1947 (ch. 80, 61 Stat. 102), as amended, is hereby amended to read as follows:

"SEC. 3. Notwithstanding any other provision of existing law, the trust funds credited to the Shoshone Tribe and the Arapahoe Tribe,

respectively, under the provisions of this Act shall be available for expenditure or for advance to the tribe for such purposes as may be requested by the tribal council and approved by the Secretary of the Interior or such official as may be designated by him: *Provided*, That commencing with the quarterly period beginning April 1, 1956, 85 per centum of all sums credited to said trust funds during the period ending May 19, 1959, shall be paid on the first day of September, the first day of December, the first day of March, and the first day of June each year, per capita, to the individual members of said tribes: *Provided further*, That said per capita payments shall not be subject to any lien or claim of any nature against any of the members of said tribes unless the tribal council of such member shall consent thereto in writing, except as to reimbursable Treasury loans made to individual members of either tribe which may be due to the United States, and except as to irrigation charges owed by individual Indians to the United States with respect to lands for which water is requested and received by said individual Indians, and with respect to lands that are determined by the Secretary of the Interior to be properly classified under existing law on the basis of a survey to be undertaken by the Secretary after the date of the enactment of this Act: *Provided further*, That nothing in this Act shall be construed to limit the existing authority of the Secretary to protect and conserve the per capita funds payable to members of the tribes who are minors, non compos mentis, or who, in the opinion of the Secretary, are in need of assistance in conducting their affairs."

SEC. 2. As a basis for determining the conditions under which per capita payments may be authorized after May 19, 1959, the Secretary of the Interior is requested to report to the Congress before January 1, 1958, (1) his recommendations regarding any new authority, if any, that he believes is needed in order to protect adequately the interests of minors and incompetent Indians, (2) the results of a survey and reclassification of the lands that should be removed from the irrigation project, and (3) the adequacy of the tribal contribution to the cost of administering the reservation.

Approved July 25, 1956.

Report to Congress.

Public Law 795

CHAPTER 724

AN ACT

To amend the District of Columbia Unemployment Compensation Act so as to extend the coverage of such Act to employees of the municipal government of the District of Columbia employed in District of Columbia institutions located in Maryland and Virginia.

July 25, 1956
[H. R. 10670]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 (b) (8) of the District of Columbia Unemployment Compensation Act, approved August 28, 1935 (49 Stat. 946), as amended (title 46, ch. 3, D. C. Code; 68 Stat. 988), is amended by adding at the end thereof the following subsection:

D. C., unemployment compensation.

"(iii) Notwithstanding the provisions of subsection 1 (b) (2) of this Act, service performed in the employ of the municipal government of the District of Columbia but not localized within the District may, if said government elects, be covered employment."

D. C. Code 46-301.

SEC. 2. This amendatory Act shall take effect as of 12:01 antemeridian on the first day of the next succeeding calendar quarter following the enactment of this amendatory Act.

Effective date.

Approved July 25, 1956.

Public Law 796

CHAPTER 725

July 25, 1956
[H. R. 5265]

AN ACT

To exempt certain additional foreign travel from the tax on the transportation of persons.

Taxes.
Foreign trans-
portation exemp-
tion.
68A Stat. 506.
26 USC 4261.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsections (a) and (b) of section 4261 of the Internal Revenue Code of 1954 (relating to the tax on transportation of persons) are amended to read as follows:

68A Stat. 506.
26 USC 4262.

“(a) AMOUNTS PAID WITHIN THE UNITED STATES.—There is hereby imposed upon the amount paid within the United States for taxable transportation (as defined in section 4262) of any person by rail, motor vehicle, water, or air a tax equal to 10 percent of the amount so paid.

“(b) AMOUNTS PAID OUTSIDE THE UNITED STATES.—There is hereby imposed upon the amount paid without the United States for taxable transportation (as defined in section 4262) of any person by rail, motor vehicle, water, or air, but only if such transportation begins and ends in the United States, a tax equal to 10 percent of the amount so paid.”

Ante, p. 395.

SEC. 2. Section 4262 of the Internal Revenue Code of 1954 (relating to exemptions from tax on transportation of persons) is amended by striking out subsection (a) and by redesignating subsections (b), (c), (d), (e), and (f) as subsections (a), (b), (c), (d), and (e), respectively. Such section, as so amended, is renumbered as section 4263. Section 6421 (d) (2) of such Code (relating to definition of “tax-exempt passenger fare revenue”) is amended by striking out “4262 (b)” and inserting in lieu thereof “4263 (a)”.

68A Stat. 506.
26 USC 4261.

SEC. 3. Part I of subchapter C of chapter 33 of the Internal Revenue Code of 1954 is amended by inserting after section 4261 the following new section:

“SEC. 4262. DEFINITION OF TAXABLE TRANSPORTATION.

“(a) TAXABLE TRANSPORTATION ; IN GENERAL.—For purposes of this part, except as provided in subsection (b), the term ‘taxable transportation’ means—

“(1) transportation which begins in the United States or in the 225-mile zone and ends in the United States or in the 225-mile zone; and

“(2) in the case of transportation other than transportation described in paragraph (1), that portion of such transportation which is directly or indirectly from one port or station in the United States to another port or station in the United States.

“(b) EXCLUSION OF CERTAIN TRAVEL.—For purposes of this part, the term ‘taxable transportation’ does not include that portion of any transportation which meets all 4 of the following requirements:

“(1) such portion is outside the United States;

“(2) neither such portion nor any segment thereof is directly or indirectly—

“(A) between (i) a point where the route of the transportation leaves or enters the continental United States, or (ii) a port or station in the 225-mile zone, and

“(B) a port or station in the 225-mile zone;

“(3) such portion—

“(A) begins at either (i) the point where the route of the transportation leaves the United States, or (ii) a port or station in the 225-mile zone, and

“(B) ends at either (i) the point where the route of the transportation enters the United States, or (ii) a port or station in the 225-mile zone; and

"(4) a direct line from the point (or the port or station) specified in paragraph (3) (A), to the point (or the port or station) specified in paragraph (3) (B), passes through or over a point which is not within 225 miles of the United States.

"(c) DEFINITIONS.—For purposes of this section—

"(1) CONTINENTAL UNITED STATES.—The term 'continental United States' means the existing 48 States and the District of Columbia.

"(2) 225-MILE ZONE.—The term '225-mile zone' means that portion of Canada and Mexico which is not more than 225 miles from the nearest point in the continental United States."

SEC. 4. (a) Part I of subchapter C of chapter 33 of the Internal Revenue Code of 1954 is amended by adding at the end thereof the following new section:

"SEC. 4264. SPECIAL RULES.

"(a) PAYMENTS MADE OUTSIDE THE UNITED STATES FOR PREPAID ORDERS.—If the payment upon which tax is imposed by section 4261 is made outside the United States for a prepaid order, exchange order, or similar order, the person furnishing the initial transportation pursuant to such order shall collect the amount of the tax.

"(b) TAX DEDUCTED UPON REFUNDS.—Every person who refunds any amount with respect to a ticket or order which was purchased without payment of the tax imposed by section 4261, shall deduct from the amount refundable, to the extent available, any tax due under such section as a result of the use of a portion of the transportation purchased in connection with such ticket or order, and shall report to the Secretary or his delegate the amount of any such tax remaining uncollected.

"(c) PAYMENT OF TAX.—Where any tax imposed by section 4261 is not paid at the time payment for transportation is made, then, under regulations prescribed by the Secretary or his delegate, to the extent that such tax is not collected under any other provision of this subchapter—

"(1) such tax shall be paid by the person paying for the transportation or by the person using the transportation;

"(2) such tax shall be paid within such time as the Secretary or his delegate shall prescribe by regulations after whichever of the following first occurs:

"(A) the rights to the transportation expire; or

"(B) the time when the transportation becomes subject to tax; and

"(3) payment of such tax shall be made to the person to whom the payment for transportation was made or to the Secretary or his delegate.

"(d) APPLICATION OF TAX.—The tax imposed by section 4261 shall apply to any amount paid within the United States for transportation of any person unless the taxpayer establishes, pursuant to regulations prescribed by the Secretary or his delegate, at the time of payment for the transportation, that the transportation is not transportation in respect of which tax is imposed by section 4261.

"(e) ROUND TRIPS.—In applying this part to a round trip, such round trip shall be considered to consist of transportation from the point of departure to the destination, and of separate transportation thereafter.

"(f) TRANSPORTATION OUTSIDE THE NORTHERN PORTION OF THE WESTERN HEMISPHERE.—In applying this part to transportation any part of which is outside the northern portion of the Western Hemisphere—

"(1) If the route of such transportation leaves and reenters the northern portion of the Western Hemisphere, such transportation shall be considered to consist of transportation to a point outside such northern portion, and of separate transportation thereafter.

"(2) If such transportation is transportation by water on a vessel which makes one or more intermediate stops at ports within the United States on a voyage which begins or ends in the United States and ends or begins outside the northern portion of the Western Hemisphere, a stop at an intermediate port within the United States at which such vessel is not authorized both to discharge and to take on passengers shall not be considered to be a stop at a port within the United States.

For purposes of this subsection, the term 'northern portion of the Western Hemisphere' means the area lying west of the 30th meridian west of Greenwich, east of the International Date Line, and north of the equator, but not including any country of South America."

68A Stat. 506,
26 USC 4261.

(b) Section 4261 (d) of the Internal Revenue Code of 1954 (relating to payment of tax imposed on transportation of persons) is amended by striking out "The" and inserting in lieu thereof "Except as provided in section 4264, the".

68A Stat. 511,
26 USC 4291.

(c) The first sentence of section 4291 of the Internal Revenue Code of 1954 (relating to cases where persons receiving payment must collect tax) is amended to read as follows: "Except as provided in section 4264 (a), every person receiving any payment for facilities or services on which a tax is imposed upon the payor thereof under this chapter shall collect the amount of the tax from the person making such payment."

68A Stat. 506.

SEC. 5. The table of sections for part I of subchapter C of chapter 33 of the Internal Revenue Code of 1954 is amended by striking out

"Sec. 4262. Exemptions."

and inserting in lieu thereof

"Sec. 4262. Definition of taxable transportation.

"Sec. 4263. Exemptions.

"Sec. 4264. Special rules."

Effective date.

SEC. 6. The amendments made by this Act shall apply to amounts paid on or after the first day of the first month which begins more than sixty days after the date of the enactment of this Act for transportation commencing on or after such first day.

Approved July 25, 1956.

Public Law 797

CHAPTER 726

July 25, 1956
[H. R. 2603]

AN ACT

To authorize the Commissioners of the District of Columbia to prescribe the area within which officers and members of the Metropolitan Police force and the Fire Department of the District of Columbia may reside.

D. C. Police and
Firemen.
Residence re-
quirements.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) there shall be no limitation or restriction of place of residence of any officer or member of the Metropolitan Police force, or of the Fire Department of the District of Columbia other than residence within the Washington, District of Columbia, metropolitan district. For the purposes of this Act, "Washington, District of Columbia, metropolitan district" shall, except as otherwise provided in subsection (b) of this section, be held to include the District of Columbia and the territory adjacent thereto within a radius of twelve miles from the United States Capitol

Building. Any officer or member of the Metropolitan Police force or the Fire Department of the District of Columbia living outside of the District of Columbia shall have and maintain a telephone at all times in his residence.

Telephone.

(b) For the purposes of this Act, the Commissioners of the District of Columbia are hereby authorized, in their discretion, to prescribe the area constituting the "Washington, District of Columbia, metropolitan district" so as to include the District of Columbia and the territory within any radius which is greater than twelve miles but not more than twenty miles from the United States Capitol Building.

SEC. 2. No member of the Fire Department of the District of Columbia shall, unless on leave of absence, go beyond the confines of the District of Columbia, or be absent from duty without permission. Nothing in this section shall be construed to limit the right of officers and members of the Fire Department to reside anywhere within the Washington, District of Columbia, metropolitan district. Thirty days shall be the term of total sick leave in any one year without disallowance of pay. Leaves of absence with pay of members of the Fire Department of the District of Columbia may be extended in cases of illness or injury incurred in line of duty, upon recommendation of the board of surgeons approved by the Commissioners, for such period exceeding thirty days in any one year as in the judgment of the Commissioners may be necessary. For the purposes of this subsection "any one year" shall mean a year from January 1 to December 31, both dates inclusive.

Fire Department.
Leave.

"Any one year".

SEC. 3. The following laws or parts of laws are hereby repealed:

(1) Section 373 of the Revised Statutes of the United States relating to the District of Columbia (D. C. Code, sec. 4-132).

(2) The Act entitled "An Act to amend section 483 of title 20 of the Code of the District of Columbia as to residence of members of the Police Department", approved August 9, 1935 (D. C. Code, sec. 4-132).

49 Stat. 568.

(3) The second paragraph under the heading "FIRE DEPARTMENT" of the Act entitled "An Act making appropriations to provide for the expenses of the government of the District of Columbia for the fiscal year ending June thirtieth, nineteen fourteen, and for other purposes", approved March 4, 1913, as amended (D. C. Code, sec. 4-409).

37 Stat. 960.

(4) The Act entitled "An Act to amend section 559 of title 20 of the Code of the District of Columbia as to restriction on residence of members of the fire department", approved August 9, 1935 (D. C. Code, sec. 4-409).

49 Stat. 567.

Approved July 25, 1956.

Public Law 798

CHAPTER 727

AN ACT

To simplify accounting, facilitate the payment of obligations, and for other purposes.

July 25, 1956
[H. R. 9593]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) the account for each appropriation available for obligation for a definite period of time shall be closed as follows:

Government obligations.
Accounting procedure.

(1) On June 30 of the second full fiscal year following the fiscal year or years for which the appropriation is available for obligation, the obligated balance shall be transferred to an appropriation account of the agency or subdivision thereof responsible for the liquidation of

Merged accounts.

the obligations, in which account shall be merged the amounts so transferred from all appropriation accounts for the same general purposes; and

Withdrawal of unobligated balance.

(2) Upon the expiration of the period of availability for obligation, the unobligated balance shall be withdrawn and, if the appropriation was derived in whole or in part from the general fund, shall revert to such fund, but if the appropriation was derived solely from a special or trust fund, shall revert, unless otherwise provided by law, to the fund from which derived: *Provided*, That when it is determined necessary by the head of the agency concerned that a portion of the unobligated balance withdrawn is required to liquidate obligations and effect adjustments, such portion of the unobligated balance may be restored to the appropriate accounts: *Provided further*, That prior thereto the head of the agency concerned shall make such report with respect to each such restoration as the Director of the Bureau of the Budget may require, and shall submit such report to the Director, the Comptroller General, the Speaker of the House of Representatives, and the President of the Senate.

Reports.

Time.

(b) The withdrawals required by subsection (a) (2) of this section shall be made

(1) not later than September 30 of the fiscal year immediately following the fiscal year in which the period of availability for obligation expires, in the case of an appropriation available both for obligation and disbursement on or after the date of approval of this Act; or

(2) not later than September 30 of the fiscal year immediately following the fiscal year in which this Act is approved, in the case of an appropriation, which, on the date of approval of this Act, is available only for disbursement.

Obligated balance.

(c) For the purposes of this Act, the obligated balance of an appropriation account as of the close of the fiscal year shall be the amount of unliquidated obligations applicable to such appropriation less the amount collectible as repayments to the appropriation; the unobligated balance shall represent the difference between the obligated balance reported pursuant to section 1311 (b) of the Supplemental Appropriation Act, 1955 (68 Stat. 830; 31 U. S. C. 200 (b)), and the total unexpended balance. Collections authorized to be credited to an appropriation but not received until after the transfer of the obligated appropriation balance as required by subsection (a) (1) of this Act, shall, unless otherwise authorized by law, be credited to the account into which the obligated balance has been transferred, except that any collection made by the General Accounting Office for other Government agencies may be deposited into the Treasury as miscellaneous receipts.

Collections.

Accounting and reporting of withdrawals.

(d) The withdrawals made pursuant to subsection (a) (2) of this section shall be accounted for and reported as of the fiscal year in which the appropriations concerned expire for obligation. The withdrawals described in subsection (b) (2) of this section shall be accounted for and reported as of the fiscal year in which this Act is approved.

Payment of obligations.

SEC. 2. Each appropriation account established pursuant to this Act shall be accounted for as one fund and shall be available without fiscal year limitation for payment of obligations chargeable against any of the appropriations from which such account was derived. Subject to regulations to be prescribed by the Comptroller General of the United States, payment of such obligations may be made without prior action by the General Accounting Office, but nothing contained in this Act shall be construed to relieve the Comptroller General of the United

States of his duty to render decisions upon requests made pursuant to law or to abridge the existing authority of the General Accounting Office to settle and adjust claims, demands, and accounts.

SEC. 3. (a) Appropriation accounts established pursuant to this Act shall be reviewed periodically, but at least once each fiscal year, by each agency concerned. If the undisbursed balance in any account exceeds the obligated balance pertaining thereto, the amount of the excess shall be withdrawn in the manner provided by section 1 (a) (2) of this Act; but if the obligated balance exceeds the undisbursed balance, the amount of the excess, not to exceed the remaining unobligated balances of the appropriations available for the same general purposes, may be restored to such account. A review shall be made as of the close of each fiscal year and the restorations or withdrawals required or authorized by this section accomplished not later than September 30 of the following fiscal year, but the transactions shall be accounted for and reported as of the close of the fiscal year to which such review pertains. A review made as of any other date for which restorations or withdrawals are accomplished after September 30 in any fiscal year shall be accounted for and reported as transactions of the fiscal year in which accomplished: *Provided*, That prior to any restoration under this subsection the head of the agency concerned shall make such report with respect thereto as the Director of the Bureau of the Budget may require.

Agency review.

(b) In connection with his audit responsibilities, the Comptroller General of the United States shall report to the head of the agency concerned, to the Secretary of the Treasury, and to the Director of the Bureau of the Budget, respecting operations under this Act, including an appraisal of the unliquidated obligations under the appropriation accounts established by this Act. Within thirty days after receipt of such report, the agency concerned shall accomplish any actions required by subsection (a) of this section which such report shows to be necessary.

GAO report to
agency, Treasury,
and Budget.

SEC. 4. During the fiscal year in which this Act becomes effective, and under rules and regulations to be prescribed by the Comptroller General of the United States, the obligated balance of the appropriation account for payment of certified claims established pursuant to section 2 of the Act of July 6, 1949 (63 Stat. 407; 31 U. S. C. 712b), shall be transferred to the related appropriation accounts established pursuant to this Act and the unobligated balance shall be withdrawn.

Certified claims.

SEC. 5. The obligated balances of appropriations made available for obligation for definite periods of time under discontinued appropriation heads may, upon the expiration of the second full fiscal year following the fiscal year or years for which such appropriations are available for obligation, be merged in the appropriation accounts provided for by section 1 hereof, or in one or more other accounts to be established pursuant to this Act for discontinued appropriations of the agency or subdivision thereof currently responsible for the liquidation of the obligations.

Obligated bal-
ances for definite
periods.

SEC. 6. The unobligated balances of appropriations which are not limited to a definite period of time shall be withdrawn in the manner provided in section 1 (a) (2) of this Act whenever the head of the agency concerned shall determine that the purposes for which the appropriation was made has been fulfilled; or in any event, whenever disbursements have not been made against the appropriation for two full consecutive fiscal years: *Provided*, That amounts of appropriations not limited to a definite period of time which are withdrawn pursuant to this section or were heretofore withdrawn from the appropriation account by administrative action may be restored to the

Unobligated bal-
ances.
Unlimited peri-
ods.

applicable appropriation account for the payment of obligations and for the settlement of accounts.

Repeals.

SEC. 7. The following provisions of law are hereby repealed:

(a) The proviso under the heading "PAYMENT OF CERTIFIED CLAIMS" in the Act of April 25, 1945 (59 Stat. 90; 31 U. S. C. 690);

(b) Section 2 of the Act of July 6, 1949 (63 Stat. 407; 31 U. S. C. 712b), but the repeal of this section shall not be effective until June 30, 1957;

(c) The paragraph under the heading "PAYMENT OF CERTIFIED CLAIMS" in the Act of June 30, 1949 (63 Stat. 358; 31 U. S. C. 712c);

(d) Section 5 of the Act of March 3, 1875 (18 Stat. 418; 31 U. S. C. 713a); and

(e) Section 3691 of the Revised Statutes, as amended (31 U. S. C. 715).

(f) Any provisions (except those contained in appropriation Acts for the fiscal years 1956 and 1957) permitting an appropriation which is limited for obligation to a definite period of time to remain available for expenditure for more than the two succeeding full fiscal years, but this subsection shall not be effective until June 30, 1957.

Nonapplicability.

SEC. 8. The provisions of this Act shall not apply to the appropriations for the District of Columbia or appropriations to be disbursed by the Secretary of the Senate or the Clerk of the House of Representatives.

Authorized exceptions.

SEC. 9. The inclusion in appropriation Acts of provisions excepting any appropriation or appropriations from the operation of the provisions of this Act and fixing the period for which such appropriation or appropriations shall remain available for expenditure is hereby authorized.

Approved July 25, 1956.

Public Law 799

CHAPTER 728

July 25, 1956
[H. R. 5853]

AN ACT

To amend the Act entitled "An Act to regulate the practice of veterinary medicine in the District of Columbia", approved February 1, 1907.

D. C. veterinary
medicine.
Change of re-
quirements.
D. C. Code 2-
801.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first section of the Act entitled "An Act to regulate the practice of veterinary medicine in the District of Columbia", approved February 1, 1907 (34 Stat. 870; title 2, ch. 8, D. C. Code, 1951 edition), is amended (a) by striking from the first sentence thereof the words "shall have been a bona fide resident of said District for three years last past before appointment, and each, during said period", and (b) by inserting before the period at the end of the first sentence the words "for a period of three years immediately prior to such appointment".

66 Stat. 824.
D. C. Code title
1 app.

SEC. 2. Where any provision of this Act, or any amendment made by this Act, refers to an office or agency abolished by Reorganization Plan Numbered 5 of 1952, such reference shall be deemed to be to the office, agency, or officer exercising the functions of the office or agency so abolished.

D. C. Code 2-
803.

SEC. 3. Section 3 of the said Act of February 1, 1907, is amended (a) by striking "some veterinary college authorized by law to confer the same, which college shall require at least two sessions of study of veterinary medicine of not less than six months each prior to the issue of such diploma, and graduates of two-year colleges shall accompany their diplomas by satisfactory evidence that they have practiced

veterinary medicine for five years last past subsequent to the issue of such diplomas", and inserting in lieu thereof "a veterinary college having a curriculum equivalent to that required by the American Veterinary Medical Association Council on Education for approved schools and authorized by law to confer said diploma, which college shall require at least four sessions of study of veterinary medicine of not less than nine months each prior to the issue of such diploma", and (b) by striking from the fifth sentence the words "in January, April, July, and October of each year", and inserting in lieu thereof the words "at least once a year".

Approved July 25, 1956.

Public Law 800

CHAPTER 729

AN ACT

To provide for the establishment of the Horseshoe Bend National Military Park, in the State of Alabama.

July 25, 1956
[H. R. 11766]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That when not less than five hundred acres of the non-Federal lands hereinafter described (together with improvements thereon) and known as the Horseshoe Bend Battle Ground on the Tallapoosa River, in the State of Alabama, shall have been acquired and transferred free and clear of all encumbrances to the United States without expense to the Federal Government, such areas shall be, and are hereby, dedicated and set apart as a unit of the National Park System for the benefit and enjoyment of the people of the United States, under the name of the Horseshoe Bend National Military Park.

Horseshoe Bend
National Military
Park, Ala.

SEC. 2. The Secretary of the Interior is hereby authorized and directed to make an examination of the Horseshoe Bend Battle Ground with a view to determining the area or areas thereof deemed desirable for inclusion in the Horseshoe Bend National Military Park and which, except for not more than twenty acres of any other lands adjacent to such battleground found by the Secretary to be necessary to carry out the provisions of this Act, lie within the lands particularly described as follows: Sections 13, 14, 15, 22, and 23, all township 23 north, range 23 east, Saint Stephens meridian.

Examination of
area.

SEC. 3. (a) The National Park Service, under the direction of the Secretary of the Interior, shall administer, protect, and develop the park, subject to the provisions of the Act entitled "An Act to establish a National Park Service, and for other purposes", approved August 25, 1916 (39 Stat. 535), as amended.

Administration.

(b) In order to provide for the proper development and maintenance of the park, the Secretary of the Interior shall construct and maintain therein such roads, trails, markers, buildings, and other improvements, and such facilities for the care and accommodation of visitors, as he may deem necessary.

16 USC 1 et seq.
Roads, trails,
etc.

SEC. 4. This Act shall become effective if and when the requirements of sections 1 and 2 hereof shall have been fully complied with to the satisfaction of the President of the United States, who shall then issue a notice declaring that the requirements herein have been met, and said notice shall formally dedicate and set aside the areas transferred to the United States in accordance with the provisions of section 1 hereof.

Effectivity.

SEC. 5. There are hereby authorized to be appropriated such sums as may be necessary to carry out the provisions of this Act.

Appropriation.

Approved July 25, 1956.

Public Law 801

CHAPTER 730

July 25, 1956
[H. R. 10368]

AN ACT

To amend the Civil Service Act of January 16, 1883, so as to require that certain reports and other communications of the executive branch to Congress contain information pertaining to the number of civilian officers and employees required to carry out additional or expanded functions, and for other purposes.

Civil Service.
22 Stat. 403.
5 USC 632 et seq.

Reports to Con-
gress.
Requirements.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Civil Service Act of January 16, 1883, is amended by adding at the end thereof the following new section:

"SEC. 11. (a) Each report, recommendation, or other communication, of an official nature, of any department, agency, or independent establishment of the executive branch of the Federal Government (including any corporation wholly owned by the United States) which—

"(1) relates to pending or proposed legislation which, if enacted, will entail an estimated annual expenditure of appropriated funds in excess of \$1,000,000,

"(2) is submitted or transmitted to the Congress or any committee thereof in compliance with law or on the initiative of the appropriate authority of the executive branch, and

"(3) officially proposes or recommends the creation or expansion, either by action of the Congress or by administrative action, of any function, activity, or authority of any such department, agency, independent establishment, or corporation, to be in addition to those functions, activities, and authorities thereof existing at the time such report, recommendation, or communication is submitted or transmitted to the Congress or any committee thereof,

shall contain a statement, with respect to such department, agency, independent establishment, or corporation, for each of the first five fiscal years during which each such additional or expanded function, activity, or authority so proposed or recommended is to be in effect, disclosing the following information:

"(A) the estimated maximum additional—

"(i) man-years of civilian employment, by general categories of positions,

"(ii) expenditures for personal services, and

"(iii) expenditures for all purposes other than personal services,

which are attributable to such function, activity, or authority and which will be required to be effected by such department, agency, independent establishment, or corporation in connection with the performance of such function, activity, or authority, and

"(B) such other statement, discussion, explanation, or other information as may be deemed advisable by the appropriate authority of the executive branch or which may be required by the Congress or a committee thereof.

CIA, nonappli-
cability.

Effective date.

"(b) Subsection (a) of this section shall not apply to the Central Intelligence Agency."

SEC. 2. The amendment made by the first section of this Act shall become effective on January 1, 1957.

Approved July 25, 1956.

Public Law 802

CHAPTER 731

AN ACT

To amend the Atomic Energy Community Act of 1955, and for other purposes.

July 25, 1956
[H. R. 11077]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Atomic Energy Community Act of 1955 is amended in the following respects:

SECTION 1. Amend section 36 a. by striking therefrom the word "residential" in the middle thereof. Also strike therefrom the word "purchaser" at the end thereof and substitute in place thereof the following: "purchaser: *Provided*, That, with reference to commercial property, the improvement credit allowed shall be the value of the enhancement of the Government's interest in the property, as determined by the Commission on the basis of the appraisal provided for under section 32: *Provided further*, That such credit shall be reduced to the extent that lessee has been previously compensated therefor, as determined by the Commission, under the terms of the lease or otherwise."

Atomic Energy
Community Act of
1955, amendment,
69 Stat. 474,
42 USC 232c,
Improvements.

42 USC 2322.

SEC. 2. Amend section 62 to read as follows:

42 USC 2362.

"SEC. 62. COMMISSION FINANCING.—

"a. In the event that the Commission finds that financing on reasonable terms is not available from other sources, the Commission may, in order to facilitate the sale of residential property under chapter 5 of this Act, accept, in partial payment of the purchase price of any house, apartment building, or dormitory notes secured by first mortgages on such terms and conditions as the Commission shall deem appropriate. In the case of houses and apartment buildings, the maturity and percentage of appraised value in connection with such notes and mortgages shall not exceed those prescribed under section 223 (a) of the National Housing Act, as amended, and the interest rate shall equal the interest rate plus the premium being charged (and any periodic service charge being authorized by the Federal Housing Commissioner for properties of similar character) under section 223 (a) of the National Housing Act, as amended, at the effective date of such notes and mortgages.

68 Stat. 605,
12 USC 1715n.

"b. In connection with the sale of residential property financed under section 62 a. of this Act, the Commission is authorized to make advances for necessary repairs, or for the rehabilitation, modernization, rebuilding or enlargement of single and duplex residential properties to priority purchasers, and to include such advances in the amount of the note secured by the mortgage on such property.

"c. In the event that the Commission finds that financing on reasonable terms is not available from other sources, the Commission may, in order to facilitate the sale of commercial property under chapter 5 of this Act, accept, in partial payment of the purchase price of any commercial property notes secured by first mortgages on such terms and conditions as the Commission shall deem appropriate.

42 USC 2341-
2347.

"d. The Commission may sell any notes and mortgages acquired under subsections a. and c. hereof on terms set by the Commission."

SEC. 3. Section 116 of the Atomic Energy Community Act of 1955 is hereby amended by adding the following thereto: "Notwithstanding any other provision of law relating to the acquisition, handling, or disposal of real property by the United States, the Commission shall have power to deal with, complete, operate, rent, renovate, modernize, insure, or sell for cash or credit, in its discretion, any properties acquired pursuant to this Act, and to pursue to final collection, by way

Repossession.
42 USC 2310.

- of compromise or otherwise, all claims arising pursuant to this section: *Provided*, That expenses authorized by this section shall be considered nonadministrative expenses: *Provided further*, That section 3709 of the Revised Statutes shall not apply to any contract entered into pursuant to this section if the amount thereof does not exceed \$1,000."
- 41 USC 5.
Net proceeds.
42 USC 2311.
Community Disposal Operations Fund.
42 USC 2313.
- SEC. 4. Section 117 of the Atomic Energy Community Act of 1955 is hereby amended to read as follows:
- "SEC. 117 a.—There is hereby established as of June 30, 1956, a Community Disposal Operations Fund, and the Commission (or the head of such agency as may be carrying out the sales and financing functions of the Commission pursuant to a delegation by the President under section 101 of this Act) is authorized to credit said fund with all moneys hereafter obtained or now held by it and to account under said fund for all assets and liabilities held or acquired by it in connection with its sales and financing functions under this Act, and to make temporary advances to such fund, from any other funds available for expenses of operations of such Commission or agency, as may be required to carry out such functions pending the realization of sufficient proceeds under the provisions of this Act: *Provided*, That any such advances shall be repaid to the source appropriation or fund, to the extent of any unobligated balances available in the Community Disposal Operations Fund, prior to the close of the fiscal year during which such advances are made.
- "b. The Community Disposal Operations Fund shall be available to pay for all necessary costs, expenses (including administrative expenses), losses or obligations incurred in connection with the aforesaid functions, including expenses incident to sale, or other transfer and any financing under section 62, indemnities under sections 63 through 66, and expenses authorized by section 116 of this Act, and expenses in connection with the defense and payment of any claims for breaches of warranties and covenants of title of any property disposed of pursuant to this Act.
- "c. Any amount in said fund which is determined to be in excess of requirements for the purposes thereof shall be declared and paid as liquidating dividends to the Treasury, not less often than annually."
- 42 USC 2363-2366.
42 USC 2312.
42 USC 2312. Richland.
- SEC. 5. Section 118 c. of the Atomic Energy Community Act of 1955 is repealed.
- SEC. 6. Section 118 b. of the Atomic Energy Community Act of 1955 is amended by striking therefrom the figure "\$2,165,000" and inserting in lieu thereof, the figure "\$2,215,000."
- Approved July 25, 1956.

Public Law 803

CHAPTER 735

AN ACT

July 26, 1956
[S. 2280]

To amend the Longshoremen's and Harbor Workers' Compensation Act, as amended, to provide increased benefits in case of disabling injuries, and for other purposes.

Longshoremen's
and Harbor Workers'
Compensation
Act.
Increased benefits.
44 Stat. 1426.
33 USC 907.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 6 of the Longshoremen's and Harbor Workers' Compensation Act, as amended (33 U. S. C., sec. 906), is amended to read as follows:

"SEC. 6. (a) No compensation shall be allowed for the first three days of the disability, except the benefits provided for in section 7: *Provided, however*, That in case the injury results in disability of more than twenty-eight days the compensation shall be allowed from the date of the disability.

"(b) Compensation for disability shall not exceed \$54 per week and compensation for total disability shall not be less than \$18 per week: *Provided, however,* That if the employee's average weekly wages, as computed under section 10, are less than \$18 per week he shall receive as compensation for total disability his average weekly wages."

33 USC 910.

SEC. 2. Subparagraphs (1) through (12) of section 8 (c) of the said Act are hereby amended to read as follows:

33 USC 908.

- "(1) Arm lost, three hundred and twelve weeks' compensation.
- "(2) Leg lost, two hundred and eighty-eight weeks' compensation.
- "(3) Hand lost, two hundred and forty-four weeks' compensation.
- "(4) Foot lost, two hundred and five weeks' compensation.
- "(5) Eye lost, one hundred and sixty weeks' compensation.
- "(6) Thumb lost, seventy-five weeks' compensation.
- "(7) First finger lost, forty-six weeks' compensation.
- "(8) Great toe lost, thirty-eight weeks' compensation.
- "(9) Second finger lost, thirty weeks' compensation.
- "(10) Third finger lost, twenty-five weeks' compensation.
- "(11) Toe other than great toe lost, sixteen weeks' compensation.
- "(12) Fourth finger lost, fifteen weeks' compensation."

SEC. 3. Section 8 (g) of the said Act is amended by striking out "\$10" and inserting in lieu thereof "\$25".

33 USC 908.

SEC. 4. Section 9 (e) of the said Act is hereby amended to read as follows:

33 USC 909.

"(e) In computing death benefits the average weekly wages of the deceased shall be considered to have been not more than \$81 nor less than \$27 but the total weekly compensation shall not exceed the weekly wages of the deceased."

SEC. 5. Section 14 (m) of the said Act is hereby amended to read as follows:

33 USC 914.

"(m) The total money allowance payable to an employee as compensation for an injury under this Act shall in no event exceed in the aggregate the sum of \$17,280: *Provided,* That this limitation shall not apply to cases of permanent total disability or death: *And provided further,* That in applying this limitation there shall not be taken into account any amount payable under section 8 (g) for maintenance during rehabilitation or any amount of additional compensation required to be paid under section 14 for delay or default in the payment of compensation or any amount accruing as interest upon defaulted compensation collectible under section 18."

33 USC 908.

33 USC 914.

33 USC 918.

33 USC 918.

SEC. 6. Section 18 of the said Act is amended by inserting "(a)" after "SEC. 18." at the beginning of the section and by adding a new subsection (b) to read as follows:

"(b) In cases where judgment cannot be satisfied by reason of the employer's insolvency or other circumstances precluding payment, the Secretary of Labor may, in his discretion and to the extent he shall determine advisable after consideration of current commitments payable from the special fund established in section 44, make payment from such fund upon any award made under this Act, and in addition, provide any necessary medical, surgical, and other treatment required by section 7 of the Act in any case of disability where there has been a default in furnishing medical treatment by reason of the insolvency of the employer. Such an employer shall be liable for payment into such fund of the amounts paid therefrom by the Secretary of Labor under this subsection; and for the purpose of enforcing this liability, the Secretary of Labor for the benefit of the fund shall be subrogated to all the rights of the person receiving such payment or benefits, including the right of lien and priority provided for by section 17 of this Act, as against the employer and may by a proceeding in the name

33 USC 944.

33 USC 907.

33 USC 917.

- of the Secretary of Labor under section 18 or under subsection (c) of section 21 of this Act, or both, seek to recover the amount of the default or so much thereof as in the judgment of the Secretary is possible, or the Secretary may settle and compromise any such claim."
- 33 USC 918, 921. SEC. 7. (a) Section 39 (c) of the said Act is amended by striking out "education" at the end of the first sentence and inserting in lieu thereof "rehabilitation".
- 33 USC 939. (b) Section 39 (c) of such Act is further amended by striking out the last sentence and inserting in lieu thereof the following two sentences: "Where necessary rehabilitation services are not available otherwise, the Secretary of Labor may, in his discretion, use the fund provided for in section 44 in such amounts as may be necessary to procure such services, including necessary prosthetic appliances or other apparatus. This fund shall also be available in such amounts as may be authorized in annual appropriations for the Department of Labor for the costs of administering this subsection."
- 33 USC 944. SEC. 8. (a) Section 44 (a) of the said Act is amended by striking out "of this Act" at the end of the first sentence and inserting in lieu thereof a comma and the following: "of subsection (b) of section 18, and of subsection (c) of section 39 of this Act".
- 33 USC 939. (b) The second sentence of paragraph (1) of section 44 (c) of such Act is amended to read as follows: "The proceeds of this fund shall be available for payments under subsections (f) and (g) of section 8, under subsection (b) of section 18, and under subsection (c) of section 39: *Provided*, That payments authorized by subsection (f) shall have priority over other payments authorized from the fund: *Provided further*, That at the close of each fiscal year the Secretary of Labor shall submit to the Congress a complete audit of the fund."
- 33 USC 908. *Supra.*
Ante, p. 655. SEC. 9. The amendments made by the first section and sections 2, 4, and 5 of this Act shall be applicable only with respect to injuries and death occurring on or after the date of enactment of this Act notwithstanding the provisions of the Act of December 2, 1942, as amended (42 U. S. C. sec. 1701 and following).
- Applicability. Approved July 26, 1956.
- 56 Stat. 1028.

Public Law 804

CHAPTER 736

July 26, 1956
[S. 2572]

AN ACT

To authorize the interchange of lands between the Department of Agriculture and military departments of the Department of Defense, and for other purposes.

National forest
and adjacent lands.

63 Stat. 377.
40 USC 471 note.

Report to Con-
gress.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Agriculture with respect to national forest lands and the Secretary of a military department with respect to lands under the control of the military department which lie within or adjacent to the exterior boundaries of a national forest are authorized, subject to any applicable provisions of the Federal Property and Administrative Services Act of 1949, as amended, to interchange such lands, or any part thereof, without reimbursement or transfer of funds whenever they shall determine that such interchange will facilitate land management and will provide maximum use thereof for authorized purposes: *Provided*, That no such interchange of lands shall become effective until forty-five days (counting only days occurring during any regular or special session of the Congress) after the submission to the Congress by the respective Secretaries of notice of intention to make the interchange.

SEC. 2. Any national forest lands which are transferred to a military department in accordance with this Act shall be thereafter subject only to the laws applicable to other lands within the military installation or other public works project for which such lands are required and any lands which are transferred to the Department of Agriculture in accordance with this Act shall become subject to the laws applicable to lands acquired under the Act of March 1, 1911 (36 Stat. 961), as amended.

Approved July 26, 1956.

Laws applicable.

16 USC 552.

Public Law 805

CHAPTER 737

AN ACT

To require periodic survey by the Secretary of Commerce of national shipbuilding capability.

July 26, 1956
[S. 3705]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 502 (f) of the Merchant Marine Act, 1936, as amended, is hereby amended by striking out the first sentence thereof and inserting in lieu thereof the following two new sentences: "The Secretary of Commerce, with the advice of and in coordination with the Secretary of the Navy, shall periodically, as required for purposes of this Act, survey the existing privately owned shipyards capable of merchant ship construction, or review available data on such shipyards if deemed adequate, to determine whether their capabilities for merchant ship construction, including facilities and skilled personnel, provide an adequate mobilization base at strategic points for purposes of national defense and national emergency. The Secretary of Commerce, in connection with ship construction, reconstruction, reconditioning, or remodeling under title VII and section 509, and the Federal Maritime Board, in connection with ship construction, reconstruction, or reconditioning under title V (except section 509), upon a basis of a finding that the award of the proposed construction, reconstruction, reconditioning, or remodeling work will remedy an existing inadequacy in such mobilization base as to the capabilities and capacities of a shipyard or shipyards at a strategic point, and after taking into consideration the benefits accruing from standardized construction, the conditions of unemployment, and the needs and reasonable requirements of all shipyards, may, with the approval of the President, allocate such construction, reconstruction, reconditioning, or remodeling to such yard or yards in such manner as it may be determined to be fair, just, and reasonable to all sections of the country, subject to the provisions of this subsection."

Shipbuilding,
Capability sur-
vey.
52 Stat. 957.
46 USC 1152.

46 USC 1191-
1204, 1159, 1151-
1161.

Approved July 26, 1956.

Public Law 806

CHAPTER 738

AN ACT

To provide for the disposal of the Government-owned synthetic rubber research laboratories at Akron, Ohio.

July 26, 1956
[S. 3832]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Government laboratories at Akron, Ohio, now under control of the National Science Foundation are hereby transferred to the General Services

Rubber research
laboratories,
Akron, Ohio.
Disposal.

63 Stat. 377.
40 USC 471 note.

Administration for disposal in accordance with the Federal Property and Administrative Services Act of 1949, except that the Administrator of General Services shall first offer the laboratories for public sale before seeking to dispose of them by transfer or assignment to any Federal agency. The Administrator of General Services, before he offers the laboratories to the public for sale, shall ascertain what the value of the laboratories would be to Government agencies which would make substantial use thereof, and the Administrator shall not sell the laboratories to the public unless he finds, after consultation with the Director of the Budget Bureau, that such sale to the public would be in the best interests of the United States, taking into consideration among other relevant factors the value of the laboratories to any interested agency and the amounts offered by public bidders. The National Science Foundation is authorized to reimburse the General Services Administration in advance for expenses necessary for the protection and maintenance of the laboratories up to June 30, 1957.

Approved July 26, 1956.

Public Law 807

CHAPTER 739

AN ACT

July 26, 1956
[H. R. 7723]

To authorize the Secretary of Agriculture to convey certain lands in Phelps County, Missouri, to the Chamber of Commerce of Rolla, Missouri.

Phelps County,
Mo.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Agriculture is authorized and directed to convey to the Chamber of Commerce of Rolla, Missouri, all right, title, and interest of the United States in and to the following described lands, comprising a portion of a tract of land previously donated to the United States by such Chamber of Commerce in connection with the program of the Civilian Conservation Corps: Parcel of land in Phelps County, Missouri, described as the south half of lot 118 of the railroad addition to the town of Rolla, Missouri, being the same as the south half of the northwest quarter of the southeast quarter of the northeast quarter of section 10, township 37 north, range 8 west.

Reversion.

SEC. 2. The conveyance authorized by this Act shall provide that in the event that the lands cease to be used for public purposes all right, title, and interest therein shall immediately revert to and revest in the United States.

Approved July 26, 1956.

Public Law 808

CHAPTER 740

AN ACT

July 26, 1956
[H. R. 9038]

To amend title 28 of the United States Code to provide that the Commonwealth of Puerto Rico shall be treated as a State for purposes of district court jurisdiction based on diversity of citizenship.

Puerto Rico.
62 Stat. 930.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1332 (b) of title 28 of the United States Code is amended to read as follows: "(b) The word 'States', as used in this section, includes the Territories, the District of Columbia, and the Commonwealth of Puerto Rico."

Approved July 26, 1956.

Public Law 809

CHAPTER 741

AN ACT

To merge production credit corporations in Federal intermediate credit banks; to provide for retirement of Government capital in Federal intermediate credit banks; to provide for supervision of production credit associations; and for other purposes.

July 26, 1956
[H. R. 10285]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Farm Credit Act of 1956".

Farm Credit Act
of 1956.

DECLARATION OF POLICY

SEC. 2. It is declared to be the policy of the Congress to continue to provide agriculture with a sound, dependable, and effective source of credit; to promote the efficiency of the farm credit system by merging production credit corporations in Federal intermediate credit banks and to facilitate increased farmer participation in the management, control, and ownership of the merged banks and retirement of Government capital therein; to encourage and promote the continued growth and development of the production credit associations as self-supporting cooperative lending institutions operating on a sound credit basis with maximum local authority to determine credit needs and loan policies consistent with the maintenance of a national production credit system; and to continue to provide other financing institutions making loans to farmers and ranchers with the right to borrow from and rediscount with such merged banks on a basis comparable with the production credit associations regardless of the ownership of such banks. The provisions of this Act shall be construed in keeping with this declaration of policy.

TITLE I—PRODUCTION CREDIT SYSTEM

SEC. 101. MERGER OF PRODUCTION CREDIT CORPORATIONS IN FEDERAL INTERMEDIATE CREDIT BANKS—(a) TRANSFER OF ASSETS.—The production credit corporation in each farm credit district is hereby merged in the Federal intermediate credit bank of the district and all assets, funds, contracts, property, and records belonging to such corporation, except stock in production credit associations, are hereby transferred to and vested in such bank. All obligations and liabilities of the production credit corporation shall be assumed by the Federal intermediate credit bank of the district. Stock held by each production credit corporation in production credit associations is transferred to the Governor of the Farm Credit Administration and the Governor shall cancel an equal par amount of stock of the corporation.

(b) SERVICES TO AND SUPERVISION OF PRODUCTION CREDIT ASSOCIATIONS.—In order to carry out the declared policy of this Act with respect to the production credit associations, the Farm Credit Administration shall, by appropriate provisions in the charter and bylaws, or otherwise, provide for such organization and assignment of functions within the Federal intermediate credit banks as will assure proper supervision of and assistance to the production credit associations in a manner which will enable them to make sound credit available to farmers and ranchers. The income derived from the surplus transferred from the production credit corporation to the Federal intermediate credit bank of the district shall be used to pay expenses of the bank in providing such supervision and assistance, and expenses in excess of such income may be paid out of other resources of the bank.

(c) OFFICERS AND EMPLOYEES.—Notwithstanding any other provision of law, the employment of the officers and employees of each Federal intermediate credit bank and each production credit corporation is terminated on the effective date of this Act and the board of directors of the Federal intermediate credit bank shall, not later than sixty days prior to the effective date of this Act, take all necessary action to reemploy as of such effective date such of the officers and employees so terminated in such capacities as the board determines they are qualified and needed to carry out the functions, powers, and duties of the Federal intermediate credit bank. Such reemployment shall be subject to the approval of the Farm Credit Administration.

42 Stat. 1457.
12 USC 1061.

SEC. 102. Section 205 of the Federal Farm Loan Act, as amended, is amended to read as follows:

“CAPITAL STOCK

“SEC. 205. (a) CLASSES OF STOCK; OWNERSHIP; DIVIDENDS; AND RETIREMENT OF STOCK.—Each Federal intermediate credit bank is authorized to issue class A and class B stock as follows:

“(1) Class A stock shall have a par value of \$100 per share and shall be issued to and held by the Governor of the Farm Credit Administration on behalf of the United States. Stock of each Federal intermediate credit bank held by the Secretary of the Treasury shall be transferred to the Governor who shall exchange such stock for an equal amount of class A stock of such bank. The Governor is authorized thereupon to reallocate the investment of the United States in such banks in such manner as he determines necessary to meet the needs of the respective banks. Any transfers of capital funds required as a result of such reallocation shall be made in four equal installments, the first of which shall be made on January 1, 1957, and one of which shall be made on the first day of each of the next succeeding three calendar years. Upon each such transfer of capital funds the Governor shall require an appropriate adjustment in the class A stock of each such bank. Stock of each production credit corporation held by the Governor (less the amount canceled pursuant to section 101 of the Farm Credit Act of 1956) shall be exchanged for an equal par amount of class A stock of the Federal intermediate credit bank in which such corporation is merged pursuant to section 101 of such Act. No dividends shall be paid on class A stock. Annually at the end of its fiscal year each such bank shall determine the amount of its class A stock which shall be retired. Whenever the total of the capital stock, participation certificates, surplus, and reserves of the bank is more than one-sixth of the highest month-end balance of debentures and other obligations issued by or for the bank, outstanding during the immediately preceding five years, the minimum amount of class A stock to be retired shall be the total amount of class B stock and participation certificates issued for that year. All class A stock shall be retired at par. The proceeds of such class A stock retirements of each bank shall be paid into the Treasury as miscellaneous receipts until there is so paid a sum equal to \$30,000,000 plus the amount of class A stock of the bank issued in exchange for stock of the production credit corporation. The proceeds of any further such stock retirements shall be paid into the revolving fund established by section 5 (e) of the Farm Credit Act of 1933, as amended. The Governor of the Farm Credit Administration is authorized to purchase from time to time class A stock in any bank in such amount as he determines is needed to meet the credit needs of the bank and such revolving fund shall continue to be available for such purchases as provided in said section 5 (e). The Governor may at any time require the bank to retire such

48 Stat. 348.
12 USC 1131i.

class A stock if, in his judgment, the bank has resources available therefor, and the proceeds of such retirements shall be returned to such revolving fund.

"(2) Class B stock shall have a par value of \$5 per share and may be issued only to production credit associations in series and amounts approved by the Farm Credit Administration. Such stock shall be issued only at par and may be transferred to another production credit association with the approval of the issuing bank. Whenever a bank has no class A stock outstanding it may pay like dividends on class B stock and participation certificates in an amount not to exceed 5 per centum in any year if declared by the board of directors. Dividends on class B stock and participation certificates shall not be cumulative. Within sixty days after the effective date of the Farm Credit Act of 1956, the production credit associations shall subscribe to class B stock in the banks in an aggregate amount equal to 15 per centum of the total amount of class A stock in all banks. Such required amount of subscriptions shall be allotted among the several districts in the proportion that the average amount of the bank's loans to and discounts for the production credit associations of the district, outstanding during the immediately preceding five fiscal years, is of the average of such loans and discounts of all banks outstanding during such five-year period. The amount so allotted to each district shall be further allotted to each production credit association on the basis of the proportion that its average indebtedness (loans and discounts) to the bank during the immediately preceding five fiscal years is of the average of such indebtedness of all production credit associations to the bank during such five-year period. Each production credit association shall subscribe to class B stock in the bank of the district in the amount so allotted to it. One-third of the purchase price of such stock subscription shall be paid at the time of such subscription, one-third shall be paid within one year after the effective date of said Act, and the balance shall be paid within two years after such effective date. Such class B stock shall be issued as payments therefor are made. Any production credit association chartered after the effective date of the Farm Credit Act of 1956 shall thereupon purchase class B stock in the bank in the amount of \$5,000, and such amount shall be adjusted at the end of five years thereafter to an amount determined by applying to its average indebtedness to the bank during such five-year period the same percentage as the percentage which the initial subscriptions of other production credit associations was of their indebtedness, as provided in this subsection: *Provided*, That this provision shall not apply to any association owning stock in the bank in such required amount as a result of merger, consolidation, or reorganization of one or more associations. After all class A stock has been retired, the bank may retire class B stock at par and participation certificates at a face amount under policies established by the Farm Credit Administration. Class B stock and participation certificates shall be retired without preference and in such manner that the oldest outstanding stock or certificates at any given time will be retired first. In case of liquidation or dissolution of any production credit association or other financing institution, the stock or participation certificates of the bank owned by such association or institution may be retired by the bank at the fair book value thereof, not exceeding par or face amount, as the case may be.

"(b) **LIEN ON STOCK AND PARTICIPATION CERTIFICATES.**—Each Federal intermediate credit bank shall have a first lien on all stock in the bank owned by each production credit association and on all participation certificates owned by other financing institutions as additional collateral for any indebtedness of the holders thereof to the bank:

Provided, That the bank shall make no loan or advance on the security of its own stock or participation certificates. In any case where the debt of a production credit association or other financing institution is in default, the bank may retire and cancel all or a part of the stock of the bank held by the association or of the participation certificates held by the other financing institution at the fair book value thereof, not exceeding par or face amount, as the case may be, in total or partial liquidation of the debt."

42 Stat. 1457.
12 USC 1062,
1072.

SEC. 103. Section 206 of the Federal Farm Loan Act, as amended, is hereby amended to read as follows:

"APPLICATION OF EARNINGS

"SEC. 206. (a) ANNUAL APPLICATION.—At the end of its fiscal year, each Federal intermediate credit bank shall determine the amount of its net earnings after paying or providing for all operating expenses (including reasonable valuation reserves and losses in excess of any such applicable reserves) and shall apply such net earnings as follows: (1) To the restoration of the amount of the impairment, if any, of capital stock and participation certificates, as determined by its board of directors; (2) to the restoration of the amount of the impairment, if any, of the surplus account established by this subsection, as determined by its board of directors; (3) 25 per centum of any remaining earnings shall be used to create and maintain a reserve account equal to 25 per centum of the outstanding capital stock and participation certificates of the bank; (4) if said bank shall have outstanding capital stock held by the United States during the whole or any part of its fiscal year, it shall next pay to the United States as a franchise tax, a sum equal to 25 per centum of its earnings then remaining, not exceeding, however, a rate of return on such Government capital calculated at a rate equal to the computed average annual rate of interest on all public issues of public debt obligations of the United States issued during the fiscal year of the United States Treasury ending next before such tax is due, as certified to the Farm Credit Administration by the Secretary of the Treasury; (5) dividends on class B stock and participation certificates may be declared as provided in section 205 (a) of this Act; and (6) any remaining net earnings shall be distributed as patronage refunds as provided in subsection (b) of this section. Notwithstanding the provisions of item (3) of this subsection, if at the end of any fiscal year the sum of the surplus and the reserve account of any bank is less than its outstanding capital stock and participation certificates, the bank shall continue to apply such 25 per centum of its net earnings to the reserve account until the sum of the surplus and the reserve account is equal to its outstanding capital stock and participation certificates. Each bank shall, on the effective date of the Farm Credit Act of 1956, establish a surplus account consisting of its earned surplus account, its reserve for contingencies, and the surplus of the production credit corporation transferred to the bank. No part of such surplus of any bank shall be distributed as patronage refunds or as dividends. In the event of a net loss in any fiscal year after providing for all operating expenses (including reasonable valuation reserves and losses in excess of any such applicable reserves), such loss shall be absorbed by: first, charges to the reserve account; second, charges to surplus other than that transferred from the production credit corporation of the district; third, charges to surplus transferred from the production credit corporation of the district; fourth, the impairment of class B stock and participation certificates; and fifth, the impairment of class A stock.

"(b) **PATRONAGE REFUNDS.**—Whenever at the end of its fiscal year a Federal intermediate credit bank has class A stock outstanding, patronage refunds declared for that year shall be paid in class B stock to production credit associations and in participation certificates to other financing institutions borrowing from or rediscounting with the bank during the fiscal year for which such refunds are declared. The recipients of such patronage refunds shall not be subject to Federal income taxes thereon. Whenever at the end of its fiscal year a Federal intermediate credit bank has no class A stock outstanding, patronage refunds declared for that year may be paid in such class B stock and participation certificates or in cash as determined by the bank. All patronage refunds shall be paid in the proportion that the amount of interest earned by the bank on its loans to and discounts for each production credit association or other financing institution bears to the total interest earned by the bank on all such loans and discounts outstanding during the fiscal year. Each participation certificate issued in payment of patronage refunds shall be in multiples of \$5 and shall state on its face the rights, privileges, and conditions applicable thereto. Patronage refunds shall not be paid to any other Federal intermediate credit bank, or to any Federal land bank or bank for cooperatives.

"(c) **DISTRIBUTION OF ASSETS ON LIQUIDATION OR DISSOLUTION.**—In the case of liquidation or dissolution of any Federal intermediate credit bank, after payment or retirement, as the case may be, first, of all liabilities; second, of all class A stock at par; third, of all class B stock at par and all participation certificates at face amount; any remaining assets of the bank shall be distributed as provided in this subsection. Any of the surplus established pursuant to subsection (a) of this section (excluding that transferred from the production credit corporation of the district) which the Farm Credit Administration determines was contributed by financing institutions, other than the production credit associations, rediscounting with or borrowing from the bank on the effective date of the Farm Credit Act of 1956 shall be paid to such institutions, or their successors in interest as determined by the Farm Credit Administration, and the remaining portion of such surplus (including that transferred from the production credit corporation of the district) shall be paid to the holders of class A and class B stock pro rata. The contribution of each such financing institution under the preceding sentence shall be computed on the basis of the ratio of its patronage to the total patronage of the bank from the date of organization of the bank to the effective date of the Farm Credit Act of 1956. Any assets of the bank then remaining shall be distributed to the holders of class B stock and the holders of participation certificates pro rata."

SEC. 104. (a) Section 201 (b) of the Federal Farm Loan Act, as amended, is hereby amended by adding at the end thereof the following sentence: "The directors shall have power, subject to the approval of the Farm Credit Administration, to adopt such bylaws as may be necessary for the conduct of the business of the banks."

Fed. intermediate
credit banks.
42 Stat. 1454.
12 USC 1022.
Bylaws.

(b) Section 202 (a) of the Federal Farm Loan Act, as amended, is hereby amended to read as follows:

12 USC 1031.

"SEC. 202. (a) The Federal intermediate credit banks, when chartered and established, shall have power, subject solely to the restrictions, limitations, and conditions contained in this Act or as may be prescribed by the Farm Credit Administration not inconsistent with the provisions of this Act—

Powers.

"(1) to discount for, or purchase from, any production credit association organized under the Farm Credit Act of 1933, as amended, with its endorsement, any note, draft, or other such

obligation presented by such association; and to make loans and advances to any such association secured by such collateral as may be approved by the Governor of the Farm Credit Administration;

"(2) to discount for, or purchase from, any national bank, State bank, trust company, agricultural credit corporation, incorporated livestock loan company, savings institution, credit union, and any association of agricultural producers engaged in the making of loans to farmers and ranchers, with its endorsement, any note, draft, or other such obligation the proceeds of which have been advanced or used in the first instance for any agricultural purpose, including the breeding, raising, fattening, or marketing of livestock; and to make loans and advances to any such financing institution secured by such collateral as may be approved by the Governor of the Farm Credit Administration: *Provided*, That no such loan or advance shall be made upon the security of collateral other than notes or other such obligations of farmers and ranchers eligible for discount or purchase under the provisions of this section, unless such loan or advance is made to enable the financing institution to make or carry loans for any agricultural purpose; and

"(3) to make loans to and discount paper for any other Federal intermediate credit bank, any Federal land bank, or any bank for cooperatives organized under the Farm Credit Act of 1933, as amended, all upon terms and at rates of interest or discount approved by the Farm Credit Administration."

48 Stat. 257,
12 USC 1131
note.

46 Stat. 816,
12 USC 1033.

42 Stat. 1456,
12 USC 1051.

Interest or dis-
count rates.

50 Stat. 708,
12 USC 781.

12 USC 1131
note.
49 Stat. 315,
12 USC 1041.

12 USC 1044,
1045.

48 Stat. 257,
12 USC 1131,
1134.
"Banks for co-
operatives."

50 Stat. 704,
12 USC 640a.

(c) Section 202 (c) of the Federal Farm Loan Act, as amended, is amended by changing the word "three" to the word "five".

(d) Section 204 (a) of the Federal Farm Loan Act, as amended, is amended to read as follows:

"SEC. 204. (a) Loans and discounts by any Federal intermediate credit bank shall bear such rates of interest or discount as the board of directors of the bank shall from time to time determine with the approval of the Farm Credit Administration, but the rates charged financing institutions other than production credit associations shall be the same as those charged production credit associations."

(e) Section 13 of the Federal Farm Loan Act, as amended, is hereby amended by inserting in paragraph "Seventeenth", after the words "Federal land banks", a comma and the words "to Federal intermediate credit banks, or to banks for cooperatives organized under the Farm Credit Act of 1933, as amended,".

(f) Section 203 of the Federal Farm Loan Act, as amended, is amended (i) by inserting in subsection (a) thereof, after the words "outstanding consolidated debentures" the words "or other similar obligations"; and (ii) by inserting in subsections (d) and (e) thereof, after the word "debentures" wherever used therein, except in the last sentence of subsection (d), the words "or other similar obligations".

SEC. 105. (a) Section 2 of the Farm Credit Act of 1933, as amended, is amended to read as follows:

"SEC. 2. The Governor of the Farm Credit Administration, hereinafter in this Act referred to as the 'Governor', is authorized and directed to organize and charter twelve banks to be known as 'banks for cooperatives'. One such bank shall be established in each city in which there is located a Federal land bank. The members of the several farm credit boards of the farm credit districts provided for in section 5 of the Farm Credit Act of 1937, as amended, shall be ex officio the directors of the respective banks for cooperatives. Such directors shall have power, subject to the approval of the Governor, to employ and fix the compensation of such officers and employees of

such banks as may be necessary to carry out the powers and duties conferred upon such banks under this Act."

(b) Section 3 of the Farm Credit Act of 1933 is amended by striking from the first sentence the words "the production credit corporations and" and by striking from the second sentence the words "corporations and".

48 Stat. 257.
12 USC 1131a,
1134a.

(c) Section 4 of the Farm Credit Act of 1933 is hereby repealed.

12 USC 1131b.
Revolving fund.
48 Stat. 258, 348.
12 USC 1131i.

(d) Section 5 of the Farm Credit Act of 1933, as amended, is amended (1) by changing "\$120,000,000" in subsection (a) thereof to "\$60,000,000"; (2) by striking from subsection (b) thereof the words "the production credit corporations and"; (3) by changing "\$40,000,000" in subsection (e) thereof to "\$70,000,000"; and (4) by striking from subsection (e) thereof the words "and/or paid-in surplus".

(e) Section 6 of the Farm Credit Act of 1933, as amended, is amended to read as follows:

48 Stat. 259.
12 USC 1131c.

"INVESTMENT BY GOVERNOR IN STOCK OF PRODUCTION CREDIT
ASSOCIATIONS

"SEC. 6. The Governor may purchase class A stock of any production credit association in such amounts as he determines are required to meet the credit needs of farmers in the area served by such association. Payments for such stock purchased by the Governor shall be made out of the revolving fund authorized by section 5 (a) of this Act. The Governor may at any time require any production credit association to retire and cancel any class A stock held by him in such association if, in his judgment, the association has resources available therefor, and the proceeds of such stock retirements shall be paid into such revolving fund."

Supra.

(f) Section 20 of the Farm Credit Act of 1933 is amended by changing the fourth sentence to read as follows: "Such articles shall be signed by the individuals uniting to form the association and a copy thereof shall be furnished to the Governor."

48 Stat. 260.
12 USC 1131d.

(g) Section 21 of the Farm Credit Act of 1933, as amended, is amended (1) by striking from the first sentence the words "production credit corporations" and substituting in lieu thereof the words "the Governor"; and (2) by deleting the last sentence thereof.

48 Stat. 260.
12 USC 1131e.

(h) Section 22 of the Farm Credit Act of 1933, as amended, is amended by striking out the words "production credit corporation", wherever they appear therein, and substituting in lieu thereof "Federal intermediate credit bank".

48 Stat. 261.
12 USC 1131f.

(i) Section 23 of the Farm Credit Act of 1933, as amended, is amended (1) by changing the first sentence to read as follows: "Each production credit association shall, under such rules and regulations as may be prescribed by the farm credit board of the district with the approval of the Farm Credit Administration, invest its funds and make loans to farmers for general agricultural purposes and other requirements of the borrowers."; (2) by deleting the second sentence; and (3) by striking from the third sentence the word "corporation" and inserting in lieu thereof the words "Federal intermediate credit bank".

48 Stat. 261.
12 USC 1131g.

(j) Section 34 of the Farm Credit Act of 1933, as amended, is hereby amended by adding before the semicolon at the end of "(b)" the words "or to Federal land banks or Federal intermediate credit banks".

49 Stat. 317.
12 USC 1134j.

(k) Section 41 of the Farm Credit Act of 1933, as amended, is hereby amended by adding before the semicolon at the end of "(b)" the words "or to Federal land banks or Federal intermediate credit banks".

49 Stat. 317.
12 USC 1134c.

48 Stat. 266.
12 USC 1138.

(1) Section 60 of the Farm Credit Act of 1933, as amended, is amended (1) by striking from the first sentence the words "the production credit corporations,"; (2) by striking from the second sentence the words "association, or corporation" and substituting in lieu thereof the words "or association"; and (3) by striking from the third sentence the words "production credit corporation or", "or corporation", and "corporation or", wherever they appear therein.

48 Stat. 267.
12 USC 1138a.

(m) Section 61 of the Farm Credit Act of 1933 is amended (1) by striking from the first sentence the words "production credit corporation,"; and (2) by striking from the second and third sentences the words "association, or corporation", wherever they appear therein, and substituting in lieu thereof the words "or association".

48 Stat. 267.
12 USC 1138b.

(n) Section 62 of the Farm Credit Act of 1933, as amended, is amended by striking out the words "production credit corporations,".

48 Stat. 267.
12 USC 1138c.

(o) Section 63 of the Farm Credit Act of 1933, as amended, is amended (1) by striking from the first sentence the words "the production credit corporations,"; (2) by striking from the first and second sentences the words "associations, or corporations" and "associations, and corporations," and substituting in lieu thereof, the words "or associations" and "and associations," respectively; and (3) by changing the last sentence to read as follows: "The exemption provided herein shall not apply with respect to any production credit association or its property or income after the class A stock held in it by the Governor has been retired, or with respect to any bank for cooperatives or its property or income after the stock held in it by the United States has been retired."

48 Stat. 269.
12 USC 1138e.

(p) Section 65 of the Farm Credit Act of 1933, as amended, is amended (1) by striking out the words "production credit corporation,"; and (2) by striking out the words "association or corporation", wherever they appear therein, and substituting in lieu thereof the words "or association".

48 Stat. 1263.
12 USC 1131g-1.
67 Stat. 397.
12 USC 640d.

(q) Section 86a of the Farm Credit Act of 1933 is hereby repealed.

SEC. 106. (a) Section 5 of the Farm Credit Act of 1937, as amended, is amended (1) by striking from subsection (d) (2) (B) the words "production credit corporation of the district" and substituting in lieu thereof the words "Governor of the Farm Credit Administration"; and (2) by striking from subsection (h) the words "production credit corporation,".

50 Stat. 705.
12 USC 640h.

50 Stat. 706.
12 USC 640j.

(b) Section 6 of the Farm Credit Act of 1937 is amended (1) by striking from the first sentence of subsection (a) the words "production credit corporation,"; (2) by striking from the third sentence of subsection (a) the word "three"; (3) by striking from the first sentence of subsection (b) the words "the bank for cooperatives, and the production credit corporation" and substituting in lieu thereof the words "and the bank for cooperatives"; and (4) by striking from the last sentence of subsection (b) the words "production credit corporation,".

67 Stat. 394.
12 USC 636g.

SEC. 107. (a) Section 8 of the Farm Credit Act of 1953 is amended by striking out the words "production credit corporation", wherever they appear therein, and substituting in lieu thereof the words "Federal intermediate credit bank".

67 Stat. 399.
12 USC 1131e-1.

(b) Subsection (a) of section 16 of the Farm Credit Act of 1953 is amended to read as follows:

"(a) Any other provisions of law to the contrary notwithstanding, after the effective date of this Act any production credit association may, with the approval of the Farm Credit Administration, issue nonvoting preferred stock, to be known as class C stock, which may be purchased and held by the Governor of the Farm Credit Administration and by investors: *Provided*, That the issuance of such stock shall

be authorized by vote of not less than two-thirds of the outstanding shares of class A stock of the association (other than shares held by the Governor of the Farm Credit Administration) by the holders thereof in person or by proxy and by vote of not less than two-thirds of the outstanding shares of class B stock of the association by the holders thereof in person or by proxy; and for this purpose holders of class A stock (other than the Governor of the Farm Credit Administration) and holders of class B stock shall be entitled to one vote for each share of stock held by them. Payments for such stock purchased by the Governor shall be made out of the revolving fund created by section 5 (a) of the Farm Credit Act of 1933, as amended, and the proceeds from the retirement of any such stock shall be paid into such revolving fund."

SEC. 108. Section 601 of the Department of Agriculture Organic Act of 1944, as amended, is hereby amended (1) by striking from subsection (a) the words "production credit corporations," wherever they appear therein, and the word "corporations,"; (2) by striking from subsection (b) the words "the Federal intermediate credit banks, and the production credit corporations" and substituting in lieu thereof the words "and the Federal intermediate credit banks"; and (3) by striking from subsections (b) and (c) the words "and corporation", "and corporations", and "corporation," wherever they appear therein.

58 Stat. 740.
12 USC 832.

SEC. 109. Sections 658 and 1014 of title 18, United States Code, are hereby amended by striking from each such section the words "or in which a production credit corporation holds stock".

62 Stat. 729, 752.

TITLE II—MISCELLANEOUS PROVISIONS

SEC. 201. (a) The Government Corporation Control Act, as amended, is amended (1) by striking from section 101 the words "Federal Intermediate Credit Banks; Production Credit Corporations,"; (2) by inserting in section 201 immediately following "(3)" the words "Federal Intermediate Credit Banks, (4)"; (3) by changing "(4)" in section 201 to "(5)"; and (4) by striking from sections 302 and 303 the words "production credit corporations,".

59 Stat. 597, 600,
601.
31 USC 846, 856,
867, 868.

(b) After the effective date of this subsection, the Federal intermediate credit banks may utilize their funds for administrative expenses without regard to the limitations contained in any other Act of Congress governing the expenditure of appropriated funds.

(c) Paragraph Seventh of section 5136 of the Revised Statutes as amended, is amended (1) by inserting in next to the last sentence immediately before the words "Federal Home Loan Banks", the words "thirteen banks for cooperatives or any of them or the"; and (2) by changing the last sentence to read as follows: "The limitations and restrictions herein contained as to dealing in and underwriting investment securities shall not apply to obligations issued by the International Bank for Reconstruction and Development which are at the time eligible for purchase by a national bank for its own account: *Provided*, That no association shall hold obligations issued by said bank as a result of underwriting, dealing, or purchasing for its own account (and for this purpose obligations as to which it is under commitment shall be deemed to be held by it) in a total amount exceeding at any one time 10 per centum of its capital stock actually paid in and unimpaired and 10 per centum of its unimpaired surplus fund."

12 USC 24.

SEC. 202. (a) This Act shall become effective on January 1, 1957, except subsections (a) and (b) of section 201, which shall become effective January 1, 1959.

Effective dates.

(b) For purposes of applying the amendment in section 103 of this Act, that part of the fiscal year 1957 preceding the effective date of this Act shall be deemed to be a separate fiscal year.

Separability.

SEC. 203. (a) If any provision of this Act, or the application thereof to any person or circumstance, is held invalid, the remainder of the Act, and the application of such provisions to other persons or circumstances, shall not be affected thereby.

(b) The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved July 26, 1956.

Public Law 810**CHAPTER 742**

July 26, 1956
[H. R. 9742]

AN ACT

To provide for the protection of the Okefenokee National Wildlife Refuge, Georgia, against damage from fire and drought.

Okefenokee Na-
tional Wildlife
Refuge, Ga.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) for the purpose of protecting the natural features and the very substantial public values represented in the Okefenokee National Wildlife Refuge, Georgia, from disastrous fires such as those which swept over 80 per centum of the area between October 1954 and June 1955, and for the purpose of safeguarding the forest resources on more than four hundred thousand acres of adjoining lands recently damaged by wildfires originating in or sustained by the desiccated peat deposits in the Okefenokee Swamp, the Secretary of the Interior shall construct a continuous perimeter road around the Okefenokee National Wildlife Refuge with additional fire access roads (leading from such perimeter road) in and around such refuge; and for the purpose of protecting such refuge against damage from drought he shall construct a sill and dike in the Suwanee River near the point where the river leaves the refuge together with additional sills in the Old Saint Marys River Canal and at such other points within the refuge as he may determine to be necessary to prevent drainage of the Okefenokee Swamp during periods of drought such as those which occurred in 1953-1955 and other years.

Surveys for
roads, etc.

(b) The Secretary of the Interior is authorized and directed to conduct such surveys as he deems necessary to provide more adequate protection for the Okefenokee National Wildlife Refuge, through the development and construction of perimeter and fire access roads and the installation of water controls as described in subsection (a), against the damaging effects of fire and drought.

(c) The Secretary of the Interior is authorized and directed to cooperate with State and local authorities in protecting public and private lands from wildfires originating in or sustained by the Okefenokee National Wildlife Refuge by integrating the perimeter road and fire access roads with existing woods roads in such manner as he determines will best carry out the purpose of this Act.

Appropriations.

SEC. 2. There are hereby authorized to be appropriated to carry out this Act (1) the sum of \$453,500 for the construction of a continuous perimeter road around the Okefenokee National Wildlife Refuge and approximately one hundred and sixty-two miles of fire access roads, together with necessary bridges and culverts, in and around such refuge, and (2) the sum of \$275,000 for the construction of a sill and dike in the Suwanee River and sills at other appropriate points in the Okefenokee National Wildlife Refuge.

Approved July 26, 1956.

Public Law 811

CHAPTER 743

AN ACT

Creating the Muscatine Bridge Commission and authorizing said Commission and its successors to acquire by purchase or condemnation and to construct, maintain, and operate a bridge or bridges across the Mississippi River at or near the city of Muscatine, Iowa, and the town of Drury, Illinois.

July 26, 1956
[H. R. 11010]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, in order to facilitate interstate commerce, improve the postal service, and provide for military and other purposes, the Muscatine Bridge Commission (hereinafter created, and hereinafter referred to as the "commission"), and its successors and assigns be, and are hereby, authorized to construct, maintain, and operate a bridge or bridges and approaches thereto, across the Mississippi River at or near the city of Muscatine, Iowa, and the town of Drury, Rock Island County, Illinois, at a point or points suitable to the interest of navigation, subject to the conditions and limitations contained in this Act. For like purposes said commission, or its successors and assigns, are hereby authorized to acquire by purchase or condemnation, and to reconstruct, maintain, and operate any existing bridge for vehicular traffic and pedestrian traffic crossing the Mississippi River at or near the city of Muscatine, Iowa, and may acquire control of any such existing bridge by purchase of stock in any corporation owning any such bridge, or by a conveyance from such corporation, or by purchase or conveyance of any interest in such bridge from an individual, partnership, company, or other legal entity which might have ownership in such bridge, and in any case the existing right or rights, if any, of the city of Muscatine, Iowa, to acquire any such bridge shall be merged into and represented by acquisition thereof by the commission and said commission shall be authorized to maintain and operate said bridge subject to the conditions and limitations contained in this Act: *Provided*, That the power granted in this Act with respect to the acquisition and purchase of any bridge shall not be exercised by said commission until all terms of the proposed acquisition and purchase of any such bridge shall have been approved by the highway departments of the States of Iowa and Illinois.

Mississippi River
Bridge, Muscatine,
Iowa and Drury, Ill.

Approval by
States.

SEC. 2. Jurisdiction of all condemnation proceedings under this Act for the acquisition of any existing bridge is hereby conferred upon the United States District Court for the Southern District of Iowa, and for such purpose the process of such court may be served outside of the State or district in which such court is located. Such proceedings shall follow as nearly as may be the law of the State of Iowa governing the proceedings for the condemnation of private property for public purposes by said State. Copies of any final judgment, decree, or order of such court in any such condemnation proceedings relating to land located outside said district shall be filed with the clerk of the court of the Federal district in which such land is located. In any such condemnation proceedings the commission shall be authorized to condemn all right, title, and interest in the bridge or bridges and approaches, and all right, title, and interest in real property necessary therefor.

Condemnation
proceedings.
Jurisdiction.

SEC. 3. There is hereby conferred upon the commission and its successors and assigns the right and power to enter upon such lands and to acquire, condemn, occupy, possess, and use such privately owned real estate and other property in the State of Iowa and the State of Illinois as may be needed for the location and construction of any such bridge or bridges and for the operation and maintenance of any bridge and its approaches hereby authorized to be acquired or constructed, upon making just compensation therefor, to be ascertained

Acquisition,
etc., of property.

Agreement with
U. S.

Bonds.

Trust agreement.

Advertisement
for bids.

and paid according to the laws of the State in which such real estate or other property is situated, and the proceedings therefor shall be the same as in the condemnation of private property for public purpose in said State, respectively. The commission and its successors and assigns are further authorized to enter into agreements with the States of Illinois and Iowa, and any political subdivision thereof, for the acquisition, lease, or use of any lands or property owned by such State or political subdivision. The commission and its successors and assigns are further authorized to enter into agreement with the United States of America, or any of its agencies, for the acquisition, lease, or use of any lands or property owned by or under the jurisdiction of the United States or its agencies.

SEC. 4. The commission and its successors and assigns are hereby authorized to provide for the payment of the cost of such bridge or bridges as may be acquired, reconstructed, or constructed, as herein provided, and approaches (including the approach highways, which, in the judgment of the commission, it is necessary or advisable to construct or cause to be constructed to provide suitable and adequate connection with existing improved highways) and the necessary land easements and appurtenances thereto, by an issue or issues of negotiable bonds of the commission, bearing interest, payable semi-annually, at the rate of not more than 6 per centum per annum, the principal and interest of which bonds shall be payable solely from the funds provided in accordance with this Act, and such payments may be further secured by mortgage of the bridge or bridges. All such bonds may be registered as to principal alone or both principal and interest, shall be payable as to principal within not to exceed thirty years from the date thereof, shall be in such denominations, shall be executed in such manner, and shall be payable in such medium and at such place or places as the commission may determine, and the face amount thereof shall be so calculated as to produce, at the price of their sale, the cost of the bridge or bridges acquired or constructed, and approaches and the land easements, and appurtenances used in connection therewith, when added to any other funds made available to the commission for said purposes. The commission may reserve the right to redeem any or all of said bonds before maturity in such manner and at such price or prices not exceeding 105 per centum of the face value and accrued interest as may be fixed by the commission prior to the issuance of the bonds. The commission when it deems it advisable may issue refunding bonds to refinance any outstanding bonds at maturity or before maturity when called for redemption: *Provided*, That such refunding bonds shall mature within not to exceed thirty years from the date thereof and shall not exceed in principal amount the principal amount of outstanding bonds replaced by such refunding bonds. The commission may enter into an agreement with any bank or trust company in the United States as trustee having the power to make such agreement, setting forth the duties of the commission, in respect to the acquisition, construction, maintenance, operation, repair, and insurance of the bridge or bridges, the conservation and application of all funds, the security for the payment of the bonds, the safeguarding of money on hand or on deposit, and the rights and remedies of said trustee and the holders of the bonds, restricting the individual right of action of the bondholders as is customary in trust agreements respecting bonds of corporations. Such trust agreement may contain such provisions for protecting and enforcing the rights and remedies of the trustee and the bondholders as may be reasonable and proper and not inconsistent with the law.

Said bonds may be sold at not less than par after public advertisement for bids to be opened publicly at the time and place stated in such advertisement and at the price bid which will yield the greatest re-

turn to the commission for the bonds to be sold. Such advertisement for bids shall be published at least once each week for four consecutive weeks in a newspaper or financial journal having recognized circulation among bidders for bonds of the type and character offered. The price to be paid for the bridge or bridges acquired hereunder shall not exceed the reasonable value thereof as determined by the commission at the time of acquisition. The cost of the bridge to be constructed as provided herein, together with the approaches and approach highways, shall be deemed to include interest during construction of the bridge and for twelve months thereafter, and all engineering, legal, financing, architectural, traffic-surveying, condemnation, and other expenses incident to the bridge and the acquisition of the necessary property, including the cost of riparian rights relating to the bridge. If the proceeds of the bonds shall exceed the cost as finally determined the excess shall be placed in the fund hereafter provided to pay the principal and interest of such bonds. Prior to the preparation of definitive bonds the commission may, under like restrictions, issue temporary bonds or may, under like restrictions, issue temporary bonds or interim certificates without coupons, of any denomination whatsoever, exchangeable for definitive bonds when such bonds that have been executed are available for delivery.

SEC. 5. The commission and its successors and assigns are hereby authorized to fix and charge tolls for transit over such bridge or bridges in accordance with the provisions of this Act, and as provided by the Act of Congress approved March 23, 1906, as amended or supplemented. The rates and schedule of toll to be charged for the use of such bridge or bridges shall be adjusted from year to year and maintained so as to provide a fund sufficient to pay for the reasonable cost of maintaining, repairing, and operating the bridge or bridges and approaches under efficient management, and to provide a fund sufficient to pay the principal and interest of such bonds as the same shall fall due and the redemption or repurchase price of all or any thereof redeemed or repurchased before maturity as herein provided. All tolls and other revenues from said bridge or bridges are hereby pledged to such uses and to the application thereof as hereinafter in this section required. After payment or provision for payment therefrom of all such cost of maintenance, repair, and operation, and the reservation of an amount of money estimated to be sufficient for the same purpose during an ensuing period of not more than six months, the remainder of tolls collected shall be placed in a fund, at intervals to be determined by the commission prior to the issuance of the bonds, to pay the principal and interests of such bonds. An accurate record of the cost of the bridge or bridges and approaches; the expenditures for maintaining, repairing, and operating the same; and of the daily tolls collected, shall be kept and shall be available for the information of all persons interested. The commission shall classify in a reasonable way all traffic over the bridge or bridges so that the tolls shall be so fixed and adjusted by it as to be uniform in the application thereof to all traffic falling within reasonable classes, regardless of the status or character of any person, firm, or corporation participating in such traffic, and shall prevent all use of such bridge or bridges for traffic except upon payment of tolls so fixed and adjusted. No toll shall be charged officials or employees of the commission, nor shall toll be charged officials of the Government of the United States while in the discharge of duties incident to their office or employment, nor shall toll be charged members of the fire department or peace officers when engaged in the performance of their official duties.

Within a reasonable time after the construction of any bridge or bridges, or the acquisition of any bridge or bridges, the commission

Tolls.

34 Stat. 84.
33 USC 491-498.

Restriction.

Filing of construction cost statement.

shall file with the Commissioner of Public Roads, Department of Commerce, a sworn itemized statement showing the cost of constructing or reconstructing or purchasing the bridge or bridges and their approaches, the cost of acquiring any interest in real or other property necessary therefor, and the amount of bonds, debentures, or other evidence of indebtedness issued in connection with the construction or reconstruction or acquisition of said bridge or bridges.

Disposal of
existing bridge.

SEC. 6. Nothing herein contained shall require the commission or its successors to maintain or operate any presently existing bridge acquired hereunder, if and when all bonds issued for account of such bridge shall have been retired or provision for the payment of interest on and the retirement of such bonds from the revenues from any other bridge shall have been made at the time of issuance of such bonds. Any such presently existing bridge so acquired and any appurtenances and property thereto connected and belonging, may be sold or otherwise disposed of or may be abandoned or dismantled whenever in the judgment of the commission or its successors, and subject to the approval of the Commissioner Public Roads, and the Secretary of the Army, it may be declared expedient so to do, and provisions with respect to and regulating any such sale, disposal, abandonment, or dismantlement may be included in proceedings for the issuance and sale of bonds for account of any such bridge. The commission and its successors may fix such rates of toll for the use of such bridge as it may deem proper, subject to the same conditions as are hereinabove required as to tolls for traffic over the bridge to be constructed, provided tolls shall be fixed and revised from time to time for traffic over all bridges so as not to adversely reflect upon the earnings of any bridge or bridges for account of which bonds may be outstanding. An accurate record of the cost of acquiring or constructing each such bridge; the expenditures for maintaining, repairing, and operating the same; and of the daily tolls collected shall be kept and shall be available for the information of all persons interested.

Record.

Conveyance to
Iowa and Illinois
interests.

SEC. 7. (a) After payment of the bonds and interest, or after a sinking fund sufficient for such payment shall have been provided and shall be held solely for that purpose, the commission shall deliver deeds or other suitable instruments of conveyance of the interest of the commission in and to that part of said bridge or bridges within Iowa to the State of Iowa or any municipality or agency thereof authorized by or pursuant to law to accept the same (hereafter referred to as the "Iowa interests"), and that part of said bridge or bridges within Illinois to the State of Illinois or any municipality or agency thereof authorized by or pursuant to law to accept the same (hereafter referred to as the "Illinois interests"), under the condition that the bridge or bridges shall thereafter be free of tolls and be properly maintained, operated, and repaired by the Iowa interests and the Illinois interests, as may be agreed upon; but if the Iowa or Illinois interests, as the case may be, fail to accept, or are not authorized to accept, their respective portions of said bridge or bridges, then the commission may deliver deeds, or other suitable instruments of conveyance of said portions, to any other interest which may accept and may be authorized to accept the same, under the condition that the bridge or bridges shall thereafter be free of toll and be properly maintained, operated, and repaired by the interests to whom said conveyances are delivered; but if either the Iowa interests, or the Illinois interests, or any other interest hereinabove mentioned shall not be authorized to accept or shall not accept the same under such conditions, then the bridge or bridges shall continue to be owned, maintained, operated, and repaired by the commission as a toll bridge, tolls to be charged being reduced so as to provide only such money as may

Conditions.

be necessary to pay maintenance, operators expense, and repairs, until such time as the Iowa interests, the Illinois interests, or any other interest hereinabove mentioned shall be authorized to accept and shall accept such conveyance under such conditions. The rate or rates of toll for crossing any bridge now existing or hereafter constructed or reconstructed which abuts upon or enters into the corporate limits of the city of Muscatine, Iowa, shall not be reduced below the rate or rates now in effect on existing bridges so long as any indebtedness of said commission for the account of any bridge or bridges shall be outstanding and unpaid. Before deeds or other suitable instruments of conveyance are offered to the Iowa interests and the Illinois interests for acceptance, the commission shall place the bridge or bridges in a state of repair which will meet the approval of the highway departments of the States of Iowa and Illinois, and if in the opinion of said highway departments said bridge or bridges will need repainting within two years after the date of conveyance of title, the commission shall turn over to the Iowa interests and the Illinois interests sufficient funds to pay the cost of repainting.

Repair and repainting.

(b) Notwithstanding any restrictions or limitation imposed by the Act entitled "An Act to provide that the United States shall aid the States in the construction of rural post roads, and for other purposes", approved July 11, 1916, as amended and supplemented, the Commissioner of Public Roads, Department of Commerce, or any other Federal department or agency of the United States Government may extend Federal aid under such Act for the acquisition, reconstruction, or construction of said bridge or bridges out of any moneys allocated to the State of Iowa with the consent of the State highway commission of said State, and out of moneys allocated to the State of Illinois with the consent of the department of highways of said State.

39 Stat. 355,
16 USC 503; 23
USC 48.

SEC. 8. For the purpose of carrying into effect the objects stated in this Act, there is hereby created the Muscatine Bridge Commission, and by that name, style, and title said body shall have perpetual succession; may contract and be contracted with, sue and be sued, implead and be impleaded, complain and defend in all courts of law and equity; may make and have a common seal; may purchase or otherwise acquire and hold or dispose of real estate and other property; may accept and receive donations or gifts of money or property and apply same to the purposes of this Act; and shall have and possess all powers necessary, convenient, or proper for carrying into effect the objects stated in this Act.

Muscatine Bridge
Commission.

The commission shall consist of L. R. McKee, E. W. Boynton, H. W. Ogilvie, G. J. Volger, and C. A. Rehwaltdt, and a representative from the highway department of each of the States of Iowa and Illinois, such representative from Iowa to be designated by the State Highway Commission of Iowa and such representative from Illinois to be designated by its division of highways, department of public works and buildings; such commission shall be a public body corporate and politic, but is hereby declared not to be an agency of the Federal Government. Of the members of the commission hereinabove named, L. R. McKee and E. W. Boynton shall serve for a term of three years each, H. W. Ogilvie and C. A. Rehwaltdt for a term of four years each, and G. J. Volger for a term of five years, from the date of approval of this Act, and thereafter each member appointed on the commission shall be for a term of five years, except when such appointment is to fill an unexpired term. Each member of the commission shall qualify within thirty days after the approval of this Act by filing with the secretary of the commission an oath that he will faithfully perform the duties imposed upon him by this Act, and each person appointed to fill a vacancy shall qualify in like manner within thirty days after

Members.

Oath.

Vacancy.

his appointment. Any vacancy in said commission, other than of members to be designated by the highway departments of Iowa and Illinois, occurring by reason of failure to qualify as above provided, or by reason of death, expiration of term, or resignation, shall be filled by two-thirds majority vote of the remaining members of the commission or by the Iowa State Highway Commission in the event the remaining members of the bridge commission are unable to agree upon such appointment within a period of ninety days from the date the vacancy occurred. Before the issuance of bonds as hereinabove provided, each member of the commission shall give bond in the sum of \$10,000: *Provided*, That the chairman, and the secretary and the treasurer if they are members of the commission, shall give bond of \$25,000 each conditioned upon the faithful performance of all duties required by this Act; the cost of such surety prior to and during the acquisition of the existing bridge or the reconstruction or the construction of a bridge shall be paid or reimbursed from the bond proceeds and thereafter such costs shall be deemed an operating expense. Bonds of the commission members shall be filed with the secretary of the commission. The commission shall annually elect from its members a chairman and a vice chairman, who shall each serve until his successor is elected, and may establish rules and regulations for the government of its own business. A majority of the members shall constitute a quorum for the transaction of business.

**Compensation,
expenses, etc.**

SEC. 9. The commission shall have no capital stock or shares of interest or participation, and all revenues and receipts thereof shall be applied to the purposes specified in this Act. The members of the commission shall be entitled to a per diem compensation for their services of \$20 for each day actually spent in the business of the commission, but the maximum per diem compensation of the chairman in any one year shall not exceed \$3,000, and the maximum annual per diem compensation of each other member shall not exceed \$2,000. The members of the commission shall also be entitled to receive traveling expense allowance of 10 cents a mile for each mile actually traveled on the business of the commission. The commission shall employ a secretary and may employ a treasurer, engineers, attorneys, and other such experts, assistants, and employees as they may deem necessary, who shall be entitled to receive such reasonable compensation as the commission may determine. All salaries and expenses shall be paid solely from the funds provided under the authority of this Act. After all bonds and interest thereon shall have been paid and all other obligations of the commission paid or discharged, or provision for all such payment shall have been made as hereinbefore provided, and after the bridge or bridges shall have been conveyed to the Iowa interests, and the Illinois interests, as herein provided, or otherwise disposed of as provided herein the commission shall be dissolved and shall cease to have further existence by an order of the United States District Court for the Southern District of Iowa made upon application of the commission or upon application of any other party in interest, but only after a public hearing in the city of Muscatine, Iowa, notice of the time and place of which hearing and the purpose thereof shall have been published once, at least thirty days before the date thereof, in a newspaper published in the city of Muscatine, Iowa. At the time of dissolution all money in the hands of or to the credit of the commission shall be divided into equal parts, one of which shall be paid to said Iowa interests and the other to said Illinois interests, or to any other interest to which the bridge or bridges is conveyed.

Personnel.**Dissolution.****Contracts.**

SEC. 10. Notwithstanding any of the provisions of this Act, the commission shall have full power and authority to negotiate and enter into a contract or contracts with the State Highway Commission of

Iowa and the Department of Highways of Illinois, or any governmental entity in the State of Illinois or the State of Iowa, or any nongovernmental group in the State of Iowa or any nongovernmental group in the State of Illinois or the United States Government or any agency or department thereof, whereby the commission may receive financial aid, or any other aid, in the acquisition and maintenance of an existing bridge and approaches and appurtenances thereto; or the reconstruction or construction of a bridge and approaches and appurtenances thereto.

The said commission may avail itself of all the facilities of the State Highway Commission of the State of Iowa and the Department of Highways of the State of Illinois, or any subdivision of either State, or any department or agency of the United States Government, with regard to the acquisition of the existing bridge or the reconstruction or construction of a bridge. The commission may make and enter into any contract or contracts which it deems expedient and proper with the State Highway Commission of Iowa, or the Department of Highways of Illinois, or any governmental agency, department, or subdivision of either or both States, or the United States Government or any department or agency thereof, whereby they or any of them may, by contract, participate with the commission in the financing, acquisition, operation, and maintenance of an existing bridge and the approaches and appurtenances thereto, or may participate with the commission in the financing, reconstruction or construction, operation, and maintenance of a bridge and approaches and appurtenances thereto. It is hereby declared to be the ultimate desire and purpose of Congress to facilitate the construction of a bridge and proper approaches and appurtenances thereto across the Mississippi River at or near Muscatine, Iowa, and the town of Drury, Rock Island County, Illinois, and to empower the Muscatine Bridge Commission to promote said object and purpose. The powers given to the commission shall be broadly construed so that the ultimate desire and purpose of Congress may be fulfilled, which will facilitate interstate commerce, facilitate the postal service, and provide modern adequate bridge facilities for the military and promote national defense and security.

Purpose of Congress.

SEC. 11. Nothing herein contained shall be construed to authorize or permit the commission or any member thereof to create any obligation or incur any liability other than such obligations and liabilities as are dischargeable solely from funds contemplated to be provided by this Act. No obligation created or liability incurred pursuant to this Act shall be a personal obligation or liability of any member or members of the commission, but shall be chargeable solely to the funds herein provided, nor shall any indebtedness created pursuant to this Act be an indebtedness of the United States.

Obligations.

SEC. 12. The design and construction of any bridge which may be built pursuant to this Act shall be in accordance with the standard specifications for highway bridges adopted by the American Association of State Highway Officials, and the location and design of any such bridge shall be subject to approval by the highway departments of the States of Iowa and Illinois.

Design and construction.

SEC. 13. Any bridge or bridges constructed, acquired, or reconstructed under authority of this Act shall be constructed, maintained, and operated in accordance with the provisions of the Act entitled "An Act to regulate the construction of bridges over navigable waters", approved March 23, 1906, as amended or supplemented. By reason of the commission hereinbefore created being a public body the provisions of the Securities Act of 1933 and of the Trust Indenture Act of 1939,

Operation.

34 Stat. 84.
33 USC 491-498.
Non applicability.

48 Stat. 74; 53 Stat. 1149.
15 USC 77a, 77aaa.

Federal instrumentality.	and any amendments to either or both of said Acts, shall not apply to bonds authorized to be issued by this Act.
Tax exemption.	SEC. 14. The bridge or bridges purchased or constructed under the authority of this Act shall be deemed to be Federal instrumentalities for interstate commerce, the postal service, and military and other purposes authorized by the Government of the United States, and said bridge or bridges and the income derived therefrom shall be exempt from all Federal, State, municipal, and local property and income taxation.
Jurisdiction.	SEC. 15. Upon complaint of the attorney general of the State of Iowa or the attorney general of the State of Illinois or upon complaint of any other party in interest the United States District Court for the Southern District of Iowa shall have jurisdiction over the commission with respect to the enforcement and prevention of violation of the provisions of this Act.
Reservation.	SEC. 16. The right to alter, amend, or repeal this Act is hereby expressly reserved.
Approved July 26, 1956.	

Public Law 812

CHAPTER 744

July 26, 1956
[H. R. 8149]

AN ACT

To amend the Act of April 1, 1942, so as to permit the transfer of an action from the United States District Court for the District of Columbia to the municipal court for the District of Columbia at any time prior to trial thereof, if it appears that such action will not justify a judgment in excess of \$3,000.

D. C. Municipal Court.
Transfer of actions from District Court.

56 Stat. 193.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first sentence of section 5 (a) of the Act entitled "An Act to consolidate the police court of the District of Columbia and the municipal court of the District of Columbia, to be known as 'The Municipal Court for the District of Columbia', to create 'The Municipal Court of Appeals for the District of Columbia', and for other purposes", approved April 1, 1942 (D. C. Code, sec. 11-756), is amended to read as follows: "If, in any action, other than an action for equitable relief, pending on the effective date of this Act or thereafter commenced in the United States District Court for the District of Columbia, it shall appear to the satisfaction of the court at any time prior to trial thereof that the action will not justify a judgment in excess of \$3,000, the court may certify such action to the municipal court for the District of Columbia for trial."

Approved July 26, 1956.

Public Law 813

CHAPTER 745

July 26, 1956
[H. R. 12237]

AN ACT

To encourage and assist the States in the establishment of State committees on education beyond the high school, and for other purposes.

Higher education.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Congress hereby finds and declares that the impending great increases in enrollment in higher education institutions, the great national need for increased numbers of scientists, engineers, teachers, technicians, nurses, and other trained personnel, the rapid changes in conditions which necessitate additional education for many adults, the dependence of the national security on the research and advanced prepara-

tion provided by educational institutions, and the impact of the military services on youth, combine to make it imperative that immediate stimulus be given to planning and action throughout the Nation which will meet adequately the needs for education beyond the high school.

SEC. 2. (a) To encourage and assist each State to provide for a State committee on education beyond the high school, composed of educators and other interested citizens, to consider educational problems beyond the high school and to make recommendations for appropriate action to be taken by public and private agencies at local, State, regional, and Federal levels, including the possibility of coordinating compulsory military service with established programs of institutions of higher education, there is hereby authorized to be appropriated the sum of \$650,000. Sums appropriated pursuant to this section shall be allotted to the States on the basis of their respective populations according to the latest figures certified by the Department of Commerce except that no State's allotment shall be less than \$7,500.

Appropriation.

Allotments to States.

(b) The Commissioner of Education shall pay its allotment to each State which, through its governor or other State official designated by the governor, undertakes to accept and use the sums so paid exclusively for the purposes set forth in subsection (a), including the expenses of studies and conferences, and to have its State committee on education beyond the high school make a report of its findings and recommendations to the Commissioner for the use of the President's Committee on Education Beyond the High School. Sums appropriated pursuant to this section shall remain available until June 30, 1958, and any such sums remaining unpaid to the States or unobligated by them as of that date shall be returned to the Treasury.

SEC. 3. (a) There are hereby authorized to be appropriated for the fiscal year ending June 30, 1957, and the fiscal year ending June 30, 1958, such sums as the Congress may determine, for the administration of this Act and the expenses of the President's Committee on Education Beyond the High School which committee insofar as practicable shall be composed of educators and educational administrators fairly representative of the large and small universities and colleges and geographically representative of the Nation.

Appropriation.

(b) Persons (other than those whose travel expenses are payable from allotments under section 2 (a)), while away from their homes or regular places of business at conferences called by the President's Committee, and members of the Committee, while attending conferences or on other business of the Committee away from their homes or regular places of business, may be allowed travel expenses, including per diem in lieu of subsistence, as authorized by law (5 U. S. C. 73b-2) for persons in the Government service employed intermittently.

Travel and per diem expenses.

60 Stat. 808; 69 Stat. 394.

(c) The Secretary of Health, Education, and Welfare is authorized to appoint, without regard to the civil-service laws, an executive director for the President's Committee at a salary to be fixed by the Secretary, but not in excess of \$14,000 per annum.

Executive director.

SEC. 4. The Commissioner is authorized to accept funds, equipment, personal services, and facilities donated for purposes of this Act and to use the same in accordance with such purposes.

Donations.

SEC. 5. For the purposes of this Act the term "State" includes the District of Columbia, Alaska, Hawaii, Puerto Rico, and the Virgin Islands.

"State".

SEC. 6. The President's Committee on Education Beyond the High School shall make its final report in writing to the President and to the Congress no later than December 31, 1957.

Report to President and Congress.

Approved July 26, 1956.

Public Law 814

CHAPTER 748

July 27, 1956
[H. R. 12138]

AN ACT

Making supplemental appropriations for the fiscal year ending June 30, 1957, and for other purposes.

Supplemental
Appropriation Act,
1957.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, to supply supplemental appropriations (this Act may be cited as the "Supplemental Appropriation Act, 1957") for the fiscal year ending June 30, 1957, and for other purposes, namely:

CHAPTER I

DEPARTMENT OF AGRICULTURE

AGRICULTURAL RESEARCH SERVICE

31 USC 665.

52 Stat. 344.

68 Stat. 717.

For an additional amount for "Salaries and Expenses," for "plant and animal disease and pest control", \$2,500,000 to be apportioned for use pursuant to section 3679 of the Revised Statutes, as amended, for the control of outbreaks of insects and plant diseases under the joint resolution approved May 9, 1938 (7 U. S. C. 148-148e), and the Act of August 13, 1954 (7 U. S. C. 148), to the extent necessary to meet emergency conditions.

ANIMAL DISEASE LABORATORY FACILITIES

For an additional amount for "Animal disease laboratory facilities," for establishment of such facilities, including construction and alteration of buildings and acquisition of necessary land by purchase, donation, or exchange, \$16,250,000, to remain available until expended.

COMMODITY STABILIZATION SERVICE

SUGAR ACT PROGRAM

Ante, p. 235.

The limitation under this head in the Department of Agriculture and Farm Credit Administration Appropriation Act, 1957, on the amount of expenditures (including transfers) from this appropriation for other than payments to sugar producers is increased by \$189,000.

FEDERAL CROP INSURANCE CORPORATION

SUBSCRIPTION TO CAPITAL STOCK

52 Stat. 72.

To enable the Secretary of the Treasury to subscribe and pay for capital stock of the Federal Crop Insurance Corporation, as provided in section 504 of the Federal Crop Insurance Act (7 U. S. C. 1504), \$13,000,000.

CHAPTER II

DEPARTMENT OF COMMERCE

CIVIL AERONAUTICS ADMINISTRATION

LAND ACQUISITION, ADDITIONAL WASHINGTON AIRPORT

For an additional amount for "Land acquisition, additional Washington airport", for payment of deficiency judgments rendered by United States District Courts, \$2,429, together with such amounts as may be necessary to pay interest as specified in such judgments.

COAST AND GEODETIC SURVEY

SALARIES AND EXPENSES

Not to exceed \$10,000 of the funds appropriated under this head for the fiscal year 1957 shall be available during the calendar year 1957 for expenses of appropriate activities commemorating the one hundred and fiftieth anniversary of the establishment of the Coast and Geodetic Survey.

Ante, p. 316.

BUSINESS AND DEFENSE SERVICES ADMINISTRATION

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", \$75,000.

BUREAU OF FOREIGN COMMERCE

EXPORT CONTROL

For expenses necessary for carrying out the provisions of the Export Control Act of 1949 as amended, relating to export controls, including awards of compensation to informers under said Act and as authorized by the Act of August 13, 1953 (22 U. S. C. 401), \$3,000,000, of which not to exceed \$950,000 may be advanced to the Bureau of Customs, Treasury Department, for enforcement of the export control program, and of which not to exceed \$88,000 may be advanced to the appropriation for "Salaries and expenses" under General administration.

63 Stat. 7.
50 U.S.C. app.
2021 note.
67 Stat. 577.

BUREAU OF PUBLIC ROADS

JONES POINT BRIDGE

For expenses necessary for the construction of a bridge over the Potomac River pursuant to the provisions of the Act of August 30, 1954 (68 Stat. 963, 964), as amended, \$14,325,000, to remain available until expended: *Provided*, That the unexpended balance of the appropriation granted under this head in the Second Supplemental Appropriation Act, 1955, is hereby merged with this appropriation: *Provided further*, That this paragraph shall be effective only upon the final consummation of agreements for the maintenance and operation of the bridge and approaches by the States of Virginia and Maryland.

69 Stat. 30.

INDEPENDENT OFFICES

ADVISORY COMMITTEE ON WEATHER CONTROL

SALARIES AND EXPENSES

For necessary expenses of the Advisory Committee on Weather Control, established by the Act of August 13, 1953 (67 Stat. 559), as amended, including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), \$300,000.

60 Stat. 810.

CHAPTER III

CENTRAL INTELLIGENCE AGENCY

CONSTRUCTION

For the preparation of detail plans and specifications and the construction of a Central Intelligence Agency headquarters installation, and for other purposes as authorized by title IV of the Act of July 15, 1955 (69 Stat. 349), to remain available until expended, \$49,000,000.

DEPARTMENT OF DEFENSE

INTERSERVICE ACTIVITIES

LORAN STATIONS

For construction of additional loran stations by the Coast Guard, to remain available until expended, \$5,450,000, which shall be transferred to the appropriation, "Acquisition, construction, and improvements", Coast Guard.

DEPARTMENT OF THE ARMY

MAINTENANCE AND OPERATIONS

For an additional amount for "Maintenance and operations", \$88,000,000.

MILITARY CONSTRUCTION, ARMY

For acquisition, construction, installation, and equipment of temporary or permanent public works, military installations, and facilities, for the Army, as authorized by section 505 of the Act of September 28, 1951 (Public Law 155), the Act of July 14, 1952 (Public Law 534), the Act of August 7, 1953 (Public Law 209), the Act of July 27, 1954 (Public Law 534), the Act of September 1, 1954 (Public Law 765), the Act of July 15, 1955 (Public Law 161), and the additional projects as may be authorized by law during the second session of the Eighty-fourth Congress, without regard to sections 1136 and 3734, Revised Statutes, as amended, including hire of passenger motor vehicles; to remain available until expended, \$202,000,000, to be derived by transfer during the current fiscal year from the "Army stock fund".

65 Stat. 343.
66 Stat. 609.
67 Stat. 441.
68 Stat. 539, 1120.
69 Stat. 329.

10 USC 1339; 40
USC 259, 267.

REDUCTION IN APPROPRIATION

ARMY STOCK FUND

The amount available in the Army Stock Fund is hereby reduced by \$357,000,000, such sum to be covered into the Treasury no later than December 31, 1956.

DEPARTMENT OF THE NAVY

MILITARY CONSTRUCTION, NAVY

For acquisition, construction, installation, and equipment of temporary or permanent public works, naval installations, and facilities for the Navy as authorized by section 505 of the Act of September 28, 1951 (Public Law 155), the Act of July 14, 1952 (Public Law 534), the Act of August 7, 1953 (Public Law 209), the Act of July 27, 1954 (Public Law 534), the Act of September 1, 1954 (Public Law 765), the Act of July 15, 1955 (Public Law 161), and the additional projects as may be authorized by law during the second session of the Eighty-fourth Congress, without regard to sections 1136 and 3734, Revised Statutes, as amended, including hire of passenger motor vehicles; and personnel in the Bureau of Yards and Docks and other personal services necessary for the purposes of this appropriation; to remain available until expended, \$400,000,000, of which \$200,000,000 shall be derived by transfer during the current fiscal year from the "Navy stock fund" and \$35,000,000 shall be derived by transfer from the "Marine Corps stock fund".

65 Stat. 343.
66 Stat. 609.
67 Stat. 441.
68 Stat. 539,
1120.
69 Stat. 329.

10 USC 1339; 40
USC 259, 267.

DEPARTMENT OF THE AIR FORCE

OPERATION AND MAINTENANCE

For an additional amount for "Operation and maintenance", \$18,500,000.

MILITARY CONSTRUCTION, AIR FORCE

For acquisition, construction, installation, and equipment of temporary or permanent public works, military installations, and facilities for the Air Force as authorized by the Act of September 11, 1950 (Public Law 783) by section 505 of the Act of September 28, 1951 (Public Law 155), the Act of July 14, 1952 (Public Law 534), the Act of August 7, 1953 (Public Law 209), the Act of April 1, 1954 (Public Law 325), the Act of July 27, 1954 (Public Law 534), the Act of September 1, 1954 (Public Law 765), the Act of July 15, 1955 (Public Law 161), and of the additional projects as may be authorized by law during the second session of the Eighty-fourth Congress, without regard to sections 1136 and 3734, Revised Statutes, as amended, including hire of passenger motor vehicles, to remain available until expended, \$1,228,000,000, including \$1,000,000 for additional facilities to increase the water supply for Holloman Air Force Base.

64 Stat. 829.
65 Stat. 343.
66 Stat. 609.
67 Stat. 441.
68 Stat. 539,
1120.
69 Stat. 329.

10 USC 1339; 40
USC 259, 267.

GENERAL PROVISIONS

SEC. 301. Funds appropriated to the military departments for construction in prior years are hereby made available for construction authorized for each such department by the authorizations enacted into law during the second session of the Eighty-fourth Congress.

SEC. 302. None of the funds appropriated in this chapter shall be expended for payments under a cost-plus-a-fixed-fee contract for work where cost estimates exceed \$25,000 to be performed within the continental United States without the specific approval in writing of the Secretary of Defense setting forth the reasons therefor.

Cost-plus-a-
fixed-fee con-
tracts.

SEC. 303. None of the funds appropriated in this chapter shall be expended for additional costs involved in expediting construction unless the Secretary of Defense certifies such costs to be necessary to protect the national interest and establishes a reasonable completion date for each project, taking into consideration the urgency of the requirement, the type and location of the project, the climatic and

Expediting con-
struction.

seasonal conditions affecting the construction and the application of economical construction practices.

Bakeries, laundries, etc.

SEC. 304. None of the funds appropriated in this chapter shall be used for the construction, replacement, or reactivation of any bakery, laundry, or dry-cleaning facility in the United States, its Territories or possessions, as to which the Secretary of Defense does not certify, in writing, giving his reasons therefor, that the services to be furnished by such facilities are not obtainable from commercial sources at reasonable rates.

Funds for advance planning.

SEC. 305. Funds appropriated to the military departments for construction are hereby made available for advance planning, construction design and architectural services, as authorized by section 504 of the Act of September 28, 1951, as amended, 69 Stat. 352.

31 USC 723.

Family housing.

SEC. 306. Appropriations to the military departments for construction may be charged for the cost of administration, supervision and inspection of family housing authorized pursuant to title IV of the Act of August 11, 1955 (Public Law 345), in an amount not to exceed three and one-half per centum of the cost of each such project: *Provided*, That such appropriations shall be reimbursed from the proceeds of any mortgage executed on each such project.

69 Stat. 646,
12 USC 1743 et
seq.

Ante, p. 455.

SEC. 307. Any limitations contained in the Department of Defense Appropriation Act, 1957, on the unit cost of construction of family quarters shall not be applicable to forty-seven units of family quarters at the United States Air Force Academy, the individual cost of which shall not exceed the following limitations: \$75,000 on one unit for the superintendent; \$50,000 on two units for the deans; and \$30,000 on forty-four units for department heads.

23 USC 106.
23 USC 106 note.

SEC. 308. Funds appropriated to the military departments for construction may be used for advances to the Bureau of Public Roads, Department of Commerce, for the purposes of section 6 of the Defense Highway Act of 1941 (55 Stat. 765), as amended, and section 12 of the Federal-Aid Highway Act of 1950 (64 Stat. 785); as amended, when projects authorized therein are certified as important to the national defense by the Secretary of Defense.

SEC. 309. Any funds appropriated for Reserve Facilities by this or any other Act shall be used for the sole purpose for which they were appropriated.

SEC. 310. Not exceeding \$5,000,000 of the funds available to the Department of Defense for military construction may be used for capital expenditures other than for amortization of outstanding mortgages on any housing project constructed under title VIII of the National Housing Act as in effect prior to the Housing Amendments of 1955, in accordance with applicable provisions as may be authorized by law during the second session of the Eighty-fourth Congress: *Provided*, That the Secretary of Defense or his designee, in acquiring such housing projects, may make purchases subject to any existing mortgage or assume such mortgage.

63 Stat. 571.
12 USC 1748 et
seq.
69 Stat. 635, 646.

CHAPTER IV

DEPARTMENT OF DEFENSE—CIVIL FUNCTIONS

DEPARTMENT OF THE ARMY

GOVERNMENT AND RELIEF IN OCCUPIED AREAS

For expenses, not otherwise provided for, necessary to meet the responsibilities and obligations of the United States in connection with the government or occupation of the Ryukyu Islands, including, subject to such authorizations and limitations as may be prescribed by the head of the department or agency concerned, tuition, travel expenses, and fees incident to instruction in the United States or elsewhere of such persons as may be required to carry out the provisions of this appropriation; travel expenses and transportation; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates not in excess of \$50 per diem for individuals not to exceed ten in number; translation rights, photographic work, education exhibits, and dissemination of information, including preview and review expenses incident thereto; hire of passenger motor vehicles and aircraft; purchase of four passenger motor vehicles for replacement only; repair and maintenance of buildings, utilities, facilities, and appurtenances; and such supplies, commodities, and equipment as may be essential to carry out the purposes of this appropriation; \$2,350,000, of which not to exceed \$1,280,000 shall be available for administrative and information and education expenses: *Provided*, That the general provisions of the Appropriation Act for the current fiscal year for the military functions of the Department of the Army shall apply to expenditures made by that Department from this appropriation: *Provided further*, That expenditures from this appropriation may be made outside continental United States when necessary to carry out its purposes, without regard to sections 355, 1136, 3648, and 3734, Revised Statutes, as amended, civil service or classification laws, or provisions of law prohibiting payment of any person not a citizen of the United States: *Provided further*, That expenditures may be made hereunder for the purposes of economic rehabilitation in the Ryukyu Islands in such manner as to be consistent with the general objectives of titles II and III of the Mutual Security Act of 1954, and in the manner authorized by sections 505 (a) and 522 (e) thereof: *Provided further*, That funds appropriated hereunder and unexpended at the time of the termination of occupation by the United States, of any area for which such funds are made available, may be expended by the President for the procurement of such commodities and technical services, and commodities procured from funds herein or heretofore appropriated for government and relief in occupied areas and not delivered to such an area prior to the time of the termination of occupation, may be utilized by the President, as may be necessary to assist in the maintenance of the political and economic stability of such areas: *Provided further*, That before any such assistance is made available, an agreement shall be entered into between the United States and the recognized government or authority with respect to such area containing such undertakings by such government or authority as the President may determine to be necessary in order to assure the efficient use of such assistance in furtherance of such purposes: *Provided further*, That such agreement shall, when applicable, include requirements and undertakings corresponding to the requirements and undertakings specified in section 303 of the Mutual Security Act of 1954: *Provided further*, That funds appro-

60 Stat. 810.

33 USC 733 and
note; 10 USC 1339;
31 USC 529; 40 USC
259, 267.

68 Stat. 840, 841,
851, 855.
22 USC 1871,
1872, 1891-1898,
1757, 1782.

22 USC 1893.

Transfer of func-
tions.

priated hereunder may be used, insofar as practicable, and under such rules and regulations as may be prescribed by the head of the department or agency concerned to pay ocean transportation charges from United States ports, including territorial ports, to ports in the Ryukyus for the movement of supplies donated to, or purchased by, United States voluntary nonprofit relief agencies registered with and recommended by the Advisory Committee on Voluntary Foreign Aid or of relief packages consigned to individuals residing in such areas: *Provided further*, That under the rules and regulations to be prescribed, the head of the department or agency concerned shall fix and pay a uniform rate per pound for the ocean transportation of all relief packages of food or other general classification of commodities shipped to the Ryukyus regardless of methods of shipment and higher rates charged by particular agencies of transportation, but this proviso shall not apply to shipments made by individuals to individuals: *Provided further*, That the President may transfer to any other department or agency any function or functions provided for under this appropriation, and there shall be transferred to any such department or agency without reimbursement and without regard to the appropriation from which procured, such property as the Director of the Bureau of the Budget shall determine to relate primarily to any function or functions so transferred.

CORPORATION

61 Stat. 584.
31 USC 849.

The following corporation is hereby authorized to make such expenditures, within the limits of funds and borrowing authority available to such corporation, and in accord with law, and to make such contracts and commitments without regard to fiscal year limitations as provided by section 104 of the Government Corporation Control Act, as amended, as may be necessary in carrying out the programs set forth in the budget for the fiscal year 1957 for such corporation, except as hereinafter provided:

EXPORT-IMPORT BANK OF WASHINGTON

ADMINISTRATIVE EXPENSE LIMITATION

60 Stat. 810.

Not to exceed \$1,670,000 (to be computed on an accrual basis) of the funds of the Export-Import Bank of Washington shall be available during the current fiscal year for all administrative expenses of the bank, including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a) at rates not to exceed \$50 per diem for individuals, and not to exceed \$9,000 for entertainment allowances for members of the board of directors when specifically authorized by the chairman of the board: *Provided*, That necessary expenses (including special services performed on a contract or fee basis, but not including other personal services, and fees or dues to international organizations of credit institutions engaged in financing foreign trade) in connection with the acquisition, operation, maintenance, improvement, or disposition of any real or personal property belonging to the bank or in which it has an interest, including expenses of collections of pledged collateral, or the investigation or appraisal of any property in respect to which an application for a loan has been made, shall be considered as nonadministrative expenses for the purposes hereof.

CHAPTER V

EXECUTIVE OFFICE OF THE PRESIDENT

BUREAU OF THE BUDGET

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", \$385,000: *Provided*, That the limitation under this head in the General Government Matters Appropriation Act, 1957, on the amount available for expenses of travel is increased from "\$70,000" to "\$110,000".

Ante, p. 277.

INDEPENDENT OFFICE

COMMISSION ON GOVERNMENT SECURITY

SALARIES AND EXPENSES

For expenses necessary for the Commission on Government Security, including expenses of attendance at meetings concerned with the purposes of this appropriation, \$632,500.

CHAPTER VI

INDEPENDENT OFFICES

FEDERAL COMMUNICATIONS COMMISSION

SALARIES AND EXPENSES

The limitation under this head in the Independent Offices Appropriation Act, 1957, on the authorization for land and structures is increased from "\$4,200" to "\$18,300", and the limitation on the amount available for expenses of travel is increased from "\$118,000" to "\$118,650".

Ante, p. 341.

GENERAL SERVICES ADMINISTRATION

OPERATING EXPENSES, PUBLIC BUILDINGS SERVICE

For an additional amount, fiscal year 1956, for "Operating expenses, Public Buildings Service", including payments in lieu of taxes pursuant to the Act of August 12, 1955 (69 Stat. 721), \$1,450,000.

For an additional amount for "Operating expenses, Public Buildings Service", including payments in lieu of taxes pursuant to the Act of August 12, 1955 (69 Stat. 721), \$3,550,000.

40 USC 472, 521-524.

REPAIR, IMPROVEMENT, AND EQUIPMENT OF FEDERALLY OWNED BUILDINGS
OUTSIDE THE DISTRICT OF COLUMBIA

For an additional amount for "Repair, improvement, and equipment of federally owned buildings outside the District of Columbia", not to exceed \$35,000, to remain available until expended.

ACQUISITION OF LAND, DISTRICT OF COLUMBIA

For expenses, not otherwise provided for, necessary for the acquisition by condemnation of a portion of the land, including improvements thereon, in square 62, District of Columbia, pursuant to the provisions of the Public Buildings Act of May 25, 1926 (40 U. S. C. 341),

44 Stat. 630.

as amended, \$250,000, to remain available until expended: *Provided*, That the Administrator of General Services is authorized to exchange the same or a part thereof for any other land in said square on such terms and conditions as the Administrator may determine.

ADDITIONAL COURT FACILITIES

68 Stat. 815.

The unobligated balance of the appropriation granted under this head in the Supplemental Appropriation Act, 1955, shall remain available until June 30, 1957.

UNITED STATES POST OFFICE AND COURTHOUSE, NOME, ALASKA

For an additional amount for "United States post office and courthouse, Nome, Alaska", \$200,000, to remain available until expended.

EXPENSES, GENERAL SUPPLY FUND

For an additional amount for "Expenses, general supply fund", \$300,000.

GENERAL SUPPLY FUND

63 Stat. 382.

To increase the general supply fund established by the Federal Property and Administrative Services Act of 1949, as amended (5 U. S. C. 630g), \$8,000,000.

ACQUISITION OF TIN

Ante, p. 329.

For expenses necessary to carry out the purposes of section 5 (b) of the Act of June 22, 1956 (Public Law 608), for acquisition of tin, and expenses of its storage and handling, \$8,000,000.

HOUSING AND HOME FINANCE AGENCY

PUBLIC HOUSING ADMINISTRATION, ANNUAL CONTRIBUTIONS

For an additional amount, fiscal year 1956, for "Annual contributions", \$450,000.

NATIONAL ADVISORY COMMITTEE FOR AERONAUTICS

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", \$789,000.

NATIONAL SCIENCE FOUNDATION

SYNTHETIC RUBBER RESEARCH AND DEVELOPMENT

Not to exceed \$500,000 of the funds transferred from the Federal Facilities Corporation to the National Science Foundation for support of the Government's synthetic rubber research program, including funds from operations of the Government laboratories at Akron, Ohio, which are unobligated on June 30, 1956, shall remain available until June 30, 1957, for necessary expenses of terminating operations of the Government laboratories and concluding the research responsibilities transferred from the Federal Facilities Corporation to the Foundation.

CHAPTER VII

DEPARTMENT OF THE INTERIOR

OFFICE OF THE SECRETARY

OFFICE OF OIL AND GAS

For an additional amount for "Office of Oil and Gas", \$100,000.

BUREAU OF LAND MANAGEMENT

CONSTRUCTION

For an additional amount for "Construction", \$100,000, to remain available until expended.

VIRGIN ISLANDS CORPORATION

REVOLVING FUND

For an additional amount for the revolving fund established under this head in the Supplemental Appropriation Act, 1950, to provide for advances to the Virgin Islands Corporation as authorized by law, \$125,000.

63 Stat. 875.

DEPARTMENT OF AGRICULTURE

FOREST SERVICE

ACQUISITION OF LANDS FOR NATIONAL FORESTS

Special Acts

For the acquisition of forest land within the Superior National Forest, Minnesota, under the provisions of the Act of June 22, 1948 (62 Stat. 570; 16 U. S. C. 577c-577h), as amended, \$500,000, to remain available until expended: *Provided*, That no part of this appropriation shall be used for the acquisition of any land without the approval of the local government concerned.

ADMINISTRATIVE PROVISION

The Forest Service is hereby authorized to construct a ski shelter in the Mount Baker National Forest, Washington, at a cost of not to exceed \$40,000, without regard to any limitation on the cost of such a structure contained in any other Act.

INDEPENDENT OFFICES

DISTRICT OF COLUMBIA AUDITORIUM COMMISSION

SALARIES AND EXPENSES

For necessary expenses to carry out the provisions of the Act of July 1, 1955 (Public Law 128), as amended by the Act of April 27, 1956 (Public Law 491), to be available from October 25, 1955, and to be expended on the authority or approval of the Chairman of the District of Columbia Auditorium Commission, \$150,000.

69 Stat. 243.
Ante, p. 115.

CHAPTER VIII

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

PUBLIC HEALTH SERVICE

For additional amounts for appropriations to the Public Health Service for the fiscal year ending June 30, 1956, as follows:

“Assistance to States, general”, \$11,000; and

“Hospitals and medical care”, \$268,500.

For additional amounts for appropriations to the Public Health Service, as follows:

“Assistance to States, general”, \$90,000;

“Venereal diseases”, \$55,000;

“Tuberculosis”, \$35,000;

“Communicable diseases”, \$540,000;

“Foreign quarantine service”, \$70,000;

“Indian health activities”, \$650,000; and

“Salaries and expenses”, \$720,000.

DISEASE AND SANITATION INVESTIGATIONS AND CONTROL, TERRITORY OF ALASKA

For an additional amount for “Disease and sanitation investigations and control, Territory of Alaska”, for the purpose of making a comprehensive survey of the need for the construction of mental health facilities, \$25,000: *Provided*, That this paragraph shall be effective only upon the enactment into law of H. R. 6376, Eighty-fourth Congress.

Post p. 709.

HOSPITALS AND MEDICAL CARE

For an additional amount for “Hospitals and medical care”, including payment of claims for certain structures at Carville, Louisiana, as authorized by law, \$1,225,000.

REDUCTIONS IN APPROPRIATIONS

GRANTS TO STATES FOR POLIOMYELITIS VACCINATION

Funds heretofore appropriated under this head are hereby reduced by \$4,000,000, which sum shall be covered into the Treasury immediately upon approval of this Act.

GRANTS FOR HOSPITAL CONSTRUCTION

The paragraph under this head in the Supplemental Appropriation Act, 1955 (68 Stat. 810), is amended by striking out “to remain available until expended” and inserting in lieu thereof “to remain available until June 30, 1957”; the paragraph under this head in the Department of Health, Education, and Welfare Appropriation Act, 1956 (69 Stat. 405), and the paragraph under this head in the Department of Health, Education, and Welfare Appropriation Act, 1957 (70 Stat. 431), are amended by striking out in each the words “to remain available until expended”; and funds appropriated under this head in the Department of Health, Education, and Welfare Appropriation Act, 1955 (68 Stat. 441), and all appropriation acts prior thereto, remaining unobligated on June 30, 1956, are hereby rescinded and ordered to be covered into the Treasury immediately upon approval of this Act.

CHAPTER IX

DEPARTMENT OF STATE

EXTENSION AND REMODELING, STATE DEPARTMENT BUILDING

For expenses necessary for planning, and the extension and remodeling, under the supervision of the General Services Administration, of the State Department Building, Washington, D. C., and for expenses necessary for providing temporary office space, including payment of rent in the District of Columbia, alterations, purchase and installation of air conditioning equipment, to remain available until expended, \$44,920,000, to be transferred to the General Services Administration.

INTERNATIONAL FISHERIES COMMISSIONS

For an additional amount for "International fisheries commissions", \$620,000.

VATICAN CITY CLAIMS

For claims of the Vatican City, to be transferred to the Secretary of the Treasury for payment as authorized by the Act of July 3, 1956 (Public Law 656), \$964,200.

Ante, p. 495.

THE JUDICIARY

COURTS OF APPEALS, DISTRICT COURTS, AND OTHER JUDICIAL SERVICES

FEES OF JURORS AND COMMISSIONERS

For an additional amount fiscal year 1956, for "Fees of jurors and commissioners", \$100,000, to be derived by transfer from the appropriation for "Salaries of supporting personnel", fiscal year 1956.

FUNDS APPROPRIATED TO THE PRESIDENT

PRESIDENT'S SPECIAL INTERNATIONAL PROGRAM

For expenses necessary to enable the President to carry out the provisions of the "International Cultural Exchange and Trade Fair Participation Act of 1956", \$5,900,000 to remain available until expended: *Provided*, That the unexpended balances of appropriations for "Emergency fund for international affairs", granted in the Supplemental Appropriation Act, 1956, and the Supplemental Appropriation Act, 1955, shall be merged with this appropriation: *Provided further*, That this paragraph shall be effective only upon enactment into law of S. 3116, Eighty-fourth Congress, or similar legislation.

69 Stat. 465.
68 Stat. 824.

CHAPTER X

TREASURY DEPARTMENT

BUREAU OF ACCOUNTS

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", \$82,000.

SALARIES AND EXPENSES, DIVISION OF DISBURSEMENT

For an additional amount for "Salaries and expenses", \$175,000.

INTERNAL REVENUE SERVICE

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", \$750,000.

BUREAU OF THE MINT

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", \$3,500;
Ante, p. 577. *Provided*, That this paragraph shall be effective only upon enactment into law of H. J. Res. 569, Eighty-fourth Congress, or similar legislation.

STRIKING OF GOLD MEDAL FOR GUSTAF E. LAMBERT

For striking a gold medal for Gustaf E. Lambert in recognition of his service in the interest of humanity and science in connection with the yellow fever investigations in Cuba, as authorized by the Act of February 28, 1929 (45 Stat. 1409), as amended by the Act of July 2, 1956 (Public Law 644), not to exceed \$350.
Ante, p. 484.

COAST GUARD

RETIRED PAY

For an additional amount for "Retired pay", \$425,000.

FEDERAL FACILITIES CORPORATION FUND

The amount of the Corporation's funds made available under this head under title I of the Treasury-Post Office Appropriation Act, 1957, for administrative expenses of the Corporation, is increased from \$250,000 to \$425,000.
Ante, p. 95.

CHAPTER XI

DISTRICT OF COLUMBIA

OPERATING EXPENSES

DEPARTMENT OF GENERAL ADMINISTRATION

For an additional amount for "Department of General Administration", including purchase of two passenger motor vehicles, \$308,990.

OFFICE OF CORPORATION COUNSEL

For an additional amount for "Office of Corporation Counsel", \$3,600.

DEPARTMENT OF OCCUPATIONS AND PROFESSIONS

For an additional amount for "Department of Occupations and Professions," \$3,200.

REGULATORY AGENCIES

For an additional amount for "Regulatory agencies", \$21,800.

PUBLIC SCHOOLS

For an additional amount for "Public schools", \$155,000.

For an additional amount, fiscal year 1956, for "Public schools", for increased salaries for teachers and officers in the evening and summer schools and for per diem educational employees in the regular day schools, to be effective on and after July 1, 1955, \$155,000: *Provided*, That no retroactive compensation or salary shall be payable in the case of any individual not in the service of the municipal government of the District of Columbia on the date of approval of this Act, except that such retroactive compensation or salary shall be paid in the case of a deceased officer or employee, or of a retired officer or employee, for services rendered after the effective date of the increase.

METROPOLITAN POLICE

For an additional amount for "Metropolitan Police", \$758,100, of which \$92,000 shall be payable from the highway fund, and \$62,000 from the motor-vehicle parking fund, as defined in the District of Columbia Appropriation Act, 1957.

Ante, p. 439.

COURTS

For an additional amount for "Courts", \$398,850.

DEPARTMENT OF PUBLIC HEALTH

For an additional amount for "Department of Public Health", \$191,520.

For an additional amount, fiscal year 1955, for "Department of Public Health", \$75,000.

PUBLIC WELFARE

For an additional amount for "Department of Public Welfare", \$450,000.

NATIONAL GUARD

For an additional amount for "National Guard", including compensation to the commanding general at not to exceed \$9,000 per annum, \$9,000.

The appropriation for the National Guard contained in the District of Columbia Appropriation Act, 1956, shall be available for the payment, beginning January 1, 1956, of compensation to the commanding general at not to exceed \$9,000 per annum.

69 Stat. 256.

PERSONAL SERVICES, WAGE-SCALE EMPLOYEES

For pay increases for wage-scale employees, to be transferred by the Commissioners of the District of Columbia to the appropriations and funds of said District for the fiscal year 1957, from which said employees are properly payable, \$943,000, of which \$134,500 shall be payable from the highway fund, \$75,400 from the water fund, and \$46,100 from the sanitary sawage works fund; said increases in compensation to be effective on the first day of the first pay period beginning after June 30, 1956: *Provided*, That no retroactive compensation or salary shall be payable in the case of any individual not in the service of the municipal government of the District of Columbia on the date

of approval of this Act, except that such retroactive compensation or salary shall be paid in the case of a deceased officer or employee, or of a retired officer or employee, for services rendered after the effective date of the increase.

CAPITAL OUTLAY

PUBLIC BUILDING CONSTRUCTION

37 Stat. 444.

For an additional amount for "Public building construction", for acquisition of a site for repair shop and engine house No. 7, Fire Department; preparation of plans and specifications for rehabilitation of psychiatric building at District of Columbia General Hospital; erection of the following structures, including building improvement and alteration and the treatment of grounds: replacement of dormitory for resident physicians and interns at the District of Columbia General Hospital, Youth Correctional Center, industrial facilities at the Reformatory, and a detention unit, warehouse, two junior units, and staff housing at the Children's Center; equipment for new buildings; survey of facilities of District of Columbia government hospitals, by contract or otherwise, as may be determined by the Commissioners; improvement of various recreation units, including preparation of architectural plans and erection of recreation structures without regard to the Act of August 24, 1912 (40 U. S. C. 68); and permanent improvement of buildings and grounds (including purchase and installation of furnishings and equipment, road construction, and elimination of fire hazards) of schools, firehouses, hospitals, correctional institutions, welfare institutions, and other District of Columbia buildings; to remain available until expended, \$7,922,829, of which \$2,110,500 shall not become available for expenditure until July 1, 1957, and \$100,180 shall be available for construction services by the Director of Buildings and Grounds or by contract for architectural engineering services, as may be determined by the Commissioners, and the funds for the use of the Director of Buildings and Grounds shall be advanced to the appropriation account, "Construction services, Department of Buildings and Grounds".

69 Stat. 246.

For an additional amount for public building construction projects included in the District of Columbia Appropriation Act, 1956, to cover increased estimated costs of the following projects: nursery cottage at the Children's Center, new operating suite District of Columbia General Hospital, Anacostia Senior High School addition, elementary school in the vicinity of Sixth Street and Riggs Road, Northeast, and Garfield Elementary School addition, to remain available until expended, \$335,000, of which \$210,000 shall not become available for expenditure until July 1, 1957.

The Commissioners are authorized to construct on land owned by the District of Columbia at the Lorton Reformatory a warehouse building for the storage of materials at a cost of not to exceed \$35,000, to be paid from the permanent revolving fund created by the Act of July 9, 1946 (60 Stat. 514).

DEPARTMENT OF HIGHWAYS

For an additional amount (payable from the highway fund) for "Capital outlay, Department of Highways", for major improvements to the 11th Street Bridge, \$140,000, to remain available until expended.

DEPARTMENT OF SANITARY ENGINEERING

For an additional amount for "Capital outlay, Department of Sanitary Engineering", to remain available until expended, \$5,000,000, of which \$1,000,000 shall be payable from the sanitary sewage works fund: *Provided*, That the amount payable from the sanitary sewage works fund and \$1,500,000 of the amount payable from the general fund shall not become available for expenditure until July 1, 1957.

SETTLEMENT OF CLAIMS AND SUITS

For the payment of claims in excess of \$250, approved by the Commissioners in accordance with the provisions of the Act of February 11, 1929, as amended (45 Stat. 1160; 46 Stat. 500; 65 Stat. 131), D. C. Code 1-902
to 1-905.

JUDGMENTS

For the payment of final judgments rendered against the District of Columbia, as set forth in House Document Numbered 424 (Eighty-fourth Congress), \$13,461, together with such further sums as may be necessary to pay the interest at not exceeding 4 per centum per annum on such judgments, as provided by law, from the date the same became due until the date of payment.

AUDITED CLAIMS

For an additional amount for the payment of claims, certified to be due by the accounting officers of the District of Columbia, under appropriations the balances of which have been exhausted or credited to the general fund of the District of Columbia as provided by law (D. C. Code, title 47, sec. 130a), being for the service of the fiscal year 1954 and prior fiscal years, as set forth in House Document Numbered 424 (Eighty-fourth Congress), \$83,093, together with such further sums as may be necessary to pay the interest on audited claims for refunds at not exceeding 4 per centum per annum as provided by law (Act of July 10, 1952, 66 Stat. 546, sec. 14d).

58 Stat. 533.

D. C. Code 47-
2413.

DIVISION OF EXPENSES

The sums appropriated in this Act for the District of Columbia shall, unless otherwise specifically provided for, be paid out of the general fund of the District of Columbia, as defined in the District of Columbia Appropriation Acts for the fiscal years involved.

CHAPTER XII

LEGISLATIVE BRANCH

SENATE

For payment to Jane R. Barkley, widow of Alben W. Barkley, late a Senator from the State of Kentucky, \$22,500.

CONTINGENT EXPENSES OF THE SENATE

Miscellaneous items: For an additional amount for miscellaneous items, fiscal year 1956, \$84,000, to be derived by transfer from the appropriation, "Salaries, officers and employees, Senate", fiscal year 1956.

Joint Committee on Inaugural Ceremonies of 1957: For salaries and expenses of conducting the inaugural ceremonies of the President

and Vice President of the United States, January 21, 1957, in accordance with such program as may be adopted by the joint committee authorized by concurrent resolution of the Senate and House of Representatives, \$215,000.

HOUSE OF REPRESENTATIVES

For the payment to Kathryn Elizabeth Granahan, widow of William T. Granahan, late a Representative from the State of Pennsylvania, \$22,500.

CONTINGENT EXPENSES OF THE HOUSE

MISCELLANEOUS ITEMS

For an additional amount, fiscal year 1956, for "Miscellaneous items", \$100,000.

GOVERNMENT PRINTING OFFICE

REVOLVING FUND

Ante, p. 369.

The statute reference in the third paragraph under this head in the Legislative Branch Appropriation Act, 1957, is hereby amended to read "67 Stat. 330, August 1, 1953".

CHAPTER XIII

CLAIMS FOR DAMAGES, AUDITED CLAIMS, AND JUDGMENTS

SEC. 1301. For payment of claims for damages as settled and determined by departments and agencies in accord with law, audited claims certified to be due by the General Accounting Office, and judgments rendered against the United States by United States district courts and the United States Court of Claims, as set forth in House Document Numbered 426, Eighty-fourth Congress, \$2,683,396, together with such amounts as may be necessary to pay interest (as and when specified in such judgments or in certain of the settlements of the General Accounting Office or provided by law) and such additional sums due to increases in rates of exchange as may be necessary to pay claims in foreign currency: *Provided*, That no judgment herein appropriated for shall be paid until it shall have become final and conclusive against the United States by failure of the parties to appeal or otherwise: *Provided further*, That, unless otherwise specifically required by law or by the judgment, payment of interest wherever appropriated for herein shall not continue for more than thirty days after the date of approval of this Act.

Appropriation.

63 Stat. 106.

SEC. 1302. There are appropriated, out of any money in the Treasury not otherwise appropriated, and out of the postal revenues, respectively, such sums as may hereafter be necessary for the payment, not otherwise provide for, as certified by the Comptroller General, of judgments (not in excess of \$100,000 in any one case) rendered by the district courts and the Court of Claims against the United States which have become final, together with such interest and costs as may be specified in such judgments or otherwise authorized by law: *Provided*, That, whenever a judgment of a district court to which the provisions of subsection 2411 (b) of title 28, United States Code apply, is payable from this appropriation, interest shall be paid thereon only when such judgment becomes final after review on appeal or petition by the United States, and then only from the date of the filing of the

transcript thereof in the General Accounting Office to the date of the mandate of affirmance (except that in cases reviewed by the Supreme Court interest shall not be allowed beyond the term of the Court at which the judgment was affirmed): *Provided further*, That whenever a judgment rendered by the Court of Claims is payable from this appropriation, interest payable thereon in accordance with subsection 2516 (b) of title 28, United States Code, shall be computed from the date of the filing of the transcript thereof in the General Accounting Office.

62 Stat. 978.

Approved July 27, 1956.

Public Law 815

CHAPTER 749

JOINT RESOLUTION

Authorizing the President to invite the States of the Union and foreign countries to participate in the United States World Trade Fair to be held in New York City, New York, from April 14 to April 27, 1957, and in the Oklahoma Semi-Centennial Celebration to be held in various communities in the State of Oklahoma from January 1 to December 31, 1957.

July 27, 1956
[H. J. Res. 604]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States is authorized, by proclamation or in such other manner as he may deem proper, to invite the States of the Union and foreign countries to participate in the United States World Trade Fair, to be held at the Coliseum, New York City, New York, from April 14 to April 27, 1957, inclusive, and in the Oklahoma Semi-Centennial Celebration to be held in various communities in the State of Oklahoma from January 1 to December 31, 1957, inclusive, especially during America's New Frontiers Exposition in Oklahoma City, June 14 through July 7, 1957, inclusive, for the purpose of exhibiting textiles, upholstery fabrics, clothing, fashions, furs, footwear, haberdashery and clothing accessories; furniture, home furnishings and interior decorations, carpets and floor coverings, lamps and lighting fixtures; china, glassware, ceramics, leather goods, luggage and travel requisites, handicrafts, gifts and fancy goods, jewelry, gold and silverware, flatware, cutlery, clocks and watches, perfumery, cosmetics and toilet articles, smokers requisites, works of art and religious articles; hardware, housewares, home electrical appliances, sewing machines, lawn, garden and light agricultural equipment, sporting goods, camping equipment, sports marine equipment and boats, bicycles and motorcycles, binoculars, photographic and cinema equipment and accessories, toys, musical instruments, radio and television equipment and electro-acoustical equipment; foodstuffs, confections, beverages and tobacco; office equipment, business machines, typewriters, stationery, printing materials, art materials, advertising materials and specialties, books and publications; building materials and supplies, mill and factory supplies, electronic equipment, scientific instruments, precision tools, small power tools, plumbing, electrical equipment and motors, automotive accessories and parts; and basic materials; steel, aluminum, copper, brass, plastics, chemicals, rubber, petroleum products, etc.; and the promotion of travel, tourism, and transportation; and for the purpose of bringing together buyers and sellers for the promotion of foreign and domestic trade and commerce in such products and services.

U. S. World Trade
Fair, N. Y.

Oklahoma Semi-
Centennial Cele-
bration.

Approved July 27, 1956.

Public Law 816

CHAPTER 750

July 27, 1956
[H. J. Res. 664]

JOINT RESOLUTION

To amend the joint resolution providing for membership and participation by the United States in the American International Institute for the Protection of Childhood and authorizing an appropriation therefor.

22 USC 269b.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That Public Resolution 31, approved May 3, 1928 (45 Stat. 487), as revised by section 1 (a) of Public Law 806, approved September 21, 1950 (64 Stat. 902), is hereby amended to read as follows: "That in order to meet the obligations of the United States as a member of the American International Institute for the Protection of Childhood, there is hereby authorized to be appropriated annually to the Department of State such sums, not to exceed \$25,000 per annum, as may be necessary for the payment by the United States of its share of the expenses of the Institute, as apportioned in accordance with the statutes of the Institute."

Approved July 27, 1956.

Public Law 817

CHAPTER 751

July 27, 1956
[H. R. 3047]

AN ACT

Granting authority to the Secretary of the Army to renew the license of the Ira D. MacLachlan Post Numbered 3, The American Legion, Sault Sainte Marie, Michigan, to use a certain parcel of land in Saint Marys Falls Canal project.

Ira D. MacLachlan Post, American Legion.
License to use land.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Army is hereby authorized and directed to renew, for the fifteen-year period immediately following the expiration of the lease now in effect, the license to use a certain parcel of land and the building thereon situated in Saint Marys Falls Canal project granted to the Ira D. MacLachlan Post Numbered 3, The American Legion, Sault Sainte Marie, Michigan, pursuant to the Act of June 5, 1936 (49 Stat. 1481). The terms and conditions applicable with respect to the renewed license shall be the same as those applicable with respect to the Act of June 5, 1936 (49 Stat. 1481).

Approved July 27, 1956.

Public Law 818

CHAPTER 752

July 27, 1956
[H. R. 10679]

AN ACT

Granting the consent of Congress to the establishment by the States of Mississippi and Arkansas of a bi-State commission to investigate the possibilities of constructing a railroad bridge across the Mississippi River.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of the Congress is hereby given to the States of Mississippi and Arkansas to establish a bi-State commission to investigate the possibility of constructing a railroad bridge across the Mississippi River at or near Greenville, Mississippi, and Lake Village, Arkansas.

Approved July 27, 1956.

Public Law 819

CHAPTER 753

AN ACT

July 27, 1956
[H. R. 9081]

To direct the Secretary of the Army or his designee to convey a three-acre tract of land situated about six miles south of the city of San Antonio, in Bexar County, Texas, to the State of Texas.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Army or his designee is authorized and directed to convey by quitclaim deed, without consideration, to the State of Texas all right, title, and interest of the United States, except as retained in this Act in and to the following described land formerly designated as the Department of Agriculture San Antonio Nursery Site, with all buildings, improvements thereon, and all appurtenances and utilities belonging or appertaining thereto:

San Antonio
Nursery Site, Tex.
Conveyance to
State.

A certain tract of land, situated in the county of Bexar, and State of Texas, containing three acres, said tract being situated in the southwest corner of a tract of land containing two hundred and five acres heretofore conveyed to G. W. Ware and R. F. Moore, out of what is known as the Manuel Leal Survey located about six miles south of the city of San Antonio; said three acres of land being more particularly described as follows, to wit:

Beginning at a stake in the east edge of the Corpus Christi Road and the north line of Cemetery Road, at a point where the south line of said two hundred and five acre tract of land intersects said Corpus Christi Road, for its southwest corner; the same being also the northwest corner of the San Antonio Sewer Farm as originally conveyed to the city of San Antonio, and being 62.2 feet north 22 degrees 28 minutes west from the present fence corner of the same; thence with the east line of the Corpus Christi Road north 19 degrees 35 minutes west 200 feet to a stake set for the northwest corner of this tract; thence south 89 degrees 33 minutes east 695.5 feet to a stake set for the northeast corner of this tract; thence south 19 degrees 35 minutes east 200 feet to a stake in the Ware and Moore fence line, being the north line of the Cemetery Road; for the southeast corner of this tract: thence with the said fence north 89 degrees 33 minutes west 695.5 feet to the place of beginning.

Subject to right-of-way for the purpose of widening State Highway Numbered 9 granted by letter-permit, dated June 16, 1937, from the Acting Secretary of Agriculture, United States Department of Agriculture, to the Texas State Highway Department, covering eighty-five thousandths acre of land, being more particularly described as follows:

Beginning at the northwest corner of said tract, said corner bears south 89 degrees 33 minutes east 35.1 feet from station 47+58.7 on the centerline; thence south 89 degrees 33 minutes east 17.3 feet to point for corner; thence south 20 degrees 46 minutes east 201.4 feet to a point on the north line of Cemetery Road; thence north 89 degrees 33 minutes west 21.5 feet along the north line of Cemetery Road to its intersection with the east line of State Highway Numbered 9; thence north 19 degrees 35 minutes west 200.0 feet with the east line of State Highway Numbered 9 to place of beginning.

SEC. 2. All mineral rights, including oil and gas, in the lands authorized to be conveyed by this Act shall be reserved to the United States.

Mineral right.

SEC. 3. The conveyance of the property authorized by this Act shall be upon condition that such property shall be used primarily for training of the National Guard and for other military purposes, and that if the State of Texas shall cease to use the property so conveyed for

National Guard
use.

the purposes intended, then title thereto shall immediately revert to the United States, and in addition, all improvements made by the State of Texas during its occupancy shall vest in the United States without payment of compensation therefor.

Disposal of im-
provements.

SEC. 4. Nothing in this Act shall prevent the State of Texas from disposing of or salvaging the improvements now located on the land to be conveyed.

National emer-
gency.

SEC. 5. The conveyance of the property authorized by this Act shall be upon the further provision that whenever the Congress of the United States declares a state of war or other national emergency, or the President declares a state of emergency, and upon the determination by the Secretary of Defense that the property conveyed under this Act is useful or necessary for military, air, or naval purposes, or in the interest of national defense, the United States shall have the right, without obligation to make payment of any kind, to reenter upon the property and use the same or any part thereof, including any and all improvements made thereon by the State of Texas, for the duration of such state of war or of such emergency. Upon the termination of such state of war or of such emergency plus six months such property shall revert to the State of Texas, together with all appurtenances and utilities belonging or appertaining thereto.

Reservations and
conditions.

SEC. 6. In executing the deed of conveyance authorized by this Act, the Secretary of the Army or his designee shall include specific provisions covering the reservations and conditions contained in sections 2, 3, 4, and 5 of this Act.

Approved July 27, 1956.

Public Law 820

CHAPTER 754

AN ACT

July 27, 1956
[H. R. 7121]

To validate payments of mileage made to United States Army and Air Force personnel pursuant to permanent change of station orders authorizing travel by commercial aircraft, and for other purposes.

U. S. Army and
Air Force.
Mileage pay-
ments.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all payments of mileage made to United States Army and Air Force personnel in accordance with Department of the Army and Department of the Air Force instructions during the period January 1, 1950, through March 31, 1951, inclusive, for travel performed by commercial aircraft pursuant to permanent change of station orders authorizing travel by commercial aircraft, except those for which repayment has been effected, be validated notwithstanding the provisions of section 12 of the Pay Readjustment Act of 1942 (56 Stat. 364), as amended by section 203 of the Act of August 2, 1946 (60 Stat. 859), in effect when the travel involved was performed.

Credits in ac-
counts.

SEC. 2. The Comptroller General of the United States, or his designee, shall relieve disbursing officers, including special disbursing agents, of the Army and the Air Force from accountability or responsibility for any payments validated by this Act, and shall allow credits in the settlement of the accounts of such officers or agents for such payments which appear to be free from fraud or collusion.

Approved July 27, 1956.

Public Law 821

CHAPTER 755

AN ACT

To authorize the Postmaster General to hold and detain mail for temporary periods in certain cases.

July 27, 1956
[H. R. 9842]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) whenever the Postmaster General shall determine during proceedings before him that in the administration of the Act of August 16, 1950 (39 U. S. C. 259a), such action is necessary to the effective enforcement of such Act, he may enter an interim order directing that mail addressed to any person be held and detained by the postmaster at the post office of delivery for a period of twenty days from the effective date of such order. Notice of such order, advising such person of the holding and detention and setting forth in specific detail the reasons therefor, together with a copy of this Act, and the aforesaid Act of August 16, 1950, shall be sent forthwith by registered or certified mail to such person at the post office at which such mail is to be held and detained. Any such order for the holding and detention of mail addressed to any person shall expire at the end of the twenty days after the issuance thereof unless the Postmaster General shall file, prior to the expiration of such twenty-day period, a petition in the United States district court for the district in which the post office in which such mail is held or detained is situated, and obtain an order directing that mail addressed to such person be held and detained for such further period as the court shall determine. Notice of the filing of any such petition shall be given forthwith by the clerk of the court in which such petition is filed to such person, at the post office at which the mail is being detained (or otherwise as the clerk of the court shall determine to be appropriate), and such person shall have five days in which to appear and show cause why such order should not issue. If, upon all the evidence before it, the court shall determine that the continued withholding and detention of mail addressed to such person is reasonable and necessary to the effective enforcement of the Act of August 16, 1950, it shall forthwith issue an order directing that mail addressed to such person be held and detained by the postmaster at the office of delivery until conclusion of the proceeding by the Postmaster General or until further order of the court. If the court shall determine, upon all the evidence before it, that the continued withholding and detention of mail addressed to such person is not reasonable or necessary in the administration of such Act, it shall dismiss the petition and order all mail addressed to such person held or detained in any post office to be released forthwith for delivery. An appeal from the order of the court shall be allowed as in civil causes. Any order of the Postmaster General or of the district court, under this Act, may be dissolved by such court at any time for cause, including failure to conduct expeditiously the proceedings instituted against such person before the Postmaster General with respect to the Act of August 16, 1950 (39 U. S. C. 259a). When, under any order herein authorized to be issued by the Postmaster General or the district court, a person's mail is detained and held by the postmaster at the office of delivery, such person shall have the right to examine said mail and receive such mail as clearly is not connected with the alleged unlawful activity.

(b) As used in this Act the term "person" means any individual, firm, corporation, company, partnership, or association.

Postal Service.
Detention of
mail.

64 Stat. 451.

Notice of de-
tention order.

Expiration date.

Jurisdiction of
court.

Dissolution of
order.

Right of person
to examine mail.

"Person".

Exemption.

60 Stat. 237.
5 USC 1001 note.
Non applicabil-
ity.

61 Stat. 652.

(c) Action by the Postmaster General in issuing the interim order provided for herein and petitioning for a continuance of such order under this Act, shall not be subject to the requirements of the Administrative Procedure Act (ch. 19, title 5, U. S. C.).

SEC. 2. The provisions of this Act shall not apply to mail addressed to publishers or distributors of publications which have entry as second-class matter under the Act of March 3, 1879, as amended (ch. 180, 20 Stat. 358; 39 U. S. C. 221, et. seq.), or to publishers or distributors of copyrighted books and other publications as to which certificate of registration of copyright has been issued under the copyright laws of the United States (title 17 U. S. C.).

Approved July 27, 1956.

Public Law 822

CHAPTER 756

July 27, 1956
[H. R. 8617]

AN ACT

To validate certain payments made to members and former members of the naval service.

Naval service.
Additional pay
for sea service.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all payments of additional pay for sea duty made to enlisted members of the naval service who served on the United States Ship Sequoia (AG-23) from November 1, 1950, through February 28, 1954, and to those who served on vessels operating on the Great Lakes from November 1, 1950, through October 31, 1953, are hereby validated. Any such member or former member who has made repayment to the United States of any amount so paid to him as additional pay for sea duty is entitled to have refunded to him the amount repaid.

Credits in ac-
counts.

SEC. 2. The Comptroller General of the United States, or his designee, shall relieve disbursing officers, including special disbursing agents, of the United States from accountability or responsibility for any payments described in section 1 of this Act, and shall allow credits in the settlement of the accounts of those officers or agents for payments which are found to be free from fraud and collusion.

SEC. 3. Appropriations available to the military department concerned for the pay and allowances of military personnel are available for payments under this Act.

Approved July 27, 1956.

Public Law 823

CHAPTER 757

July 27, 1956
[H. R. 2121]

AN ACT

To provide for the relief of certain members of the Armed Forces who were required to pay certain transportation charges covering shipment of their household goods and personal effects upon return from overseas, and for other purposes.

Armed Forces.
Transportation
charges.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any member of the Armed Forces who was transferred to a duty station outside the continental United States or in Alaska under orders which relieved him from a duty station within the United States before July 10, 1952, and who—

(1) was transferred to any one or more other duty stations outside the continental United States or in Alaska after July 9, 1952, and before his transfer back to the United States; or

(2) was transferred back to the United States under orders which relieved him from a duty station outside the continental United States or in Alaska after July 9, 1952, and before July 1, 1953, is entitled, for each of those transfers, to transportation, packing, crating, temporary storage, drayage, and unpacking of his household goods and personal effects without regard to the weight limitations of section 632 of the Department of Defense Appropriation Act, 1953 (66 Stat. 537). Any member who has made a repayment to the United States because the net weight of his household goods and personal effects in such transfer or transfers exceeded the weight limitations of section 632 may be paid the amount involved, if otherwise proper.

SEC. 2. The Comptroller General of the United States, or his designee, shall relieve disbursing officers, including special disbursing agents, of the Armed Forces from accountability or responsibility for any payments relating to shipments described in this Act, and shall allow credits in the settlement of the accounts of those officers or agents for payments which appear to be free from fraud and collusion.

SEC. 3. Any appropriations available to the military department concerned for the pay and allowances of military personnel are available for payments under this Act without regard to any weight limitations upon the shipment of household goods and personal effects which may be contained in the appropriation Act concerned.

Approved July 27, 1956.

Credits in accounts.

Appropriations available.

Public Law 824

CHAPTER 758

JOINT RESOLUTION

Granting the consent of Congress to the State of New York to negotiate and enter into an agreement or compact with the Government of Canada for the establishment of the Niagara Frontier Port Authority with power to take over, maintain, and operate the present highway bridge over the Niagara River between the city of Buffalo, New York, and the city of Fort Erie, Ontario, Canada.

July 27, 1956
[H. J. Res. 549]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Congress hereby consents to the negotiation and entering into of a compact or agreement between the State of New York and the Government of Canada providing for (1) the establishment of the Niagara Frontier Port Authority substantially in accordance with the provisions of chapter 870 of the laws of 1955 of the State of New York as amended or supplemented; (2) the transfer of the operation, control, and maintenance of the present highway bridge (the Peace Bridge) over the Niagara River between the city of Buffalo, New York, and the city of Fort Erie, Ontario, Canada, to the Niagara Frontier Port Authority; (3) the transfer of all of the property, rights, powers, and duties of the Buffalo and Fort Erie Public Bridge Authority acquired by such authority under the compact consented to by the Congress in Public Resolution 22 of the Seventy-third Congress, approved May 3, 1934 (48 Stat. 662), to the Niagara Frontier Port Authority; and (4) the consolidation of the Buffalo and Fort Erie Public Bridge Authority with the Niagara Frontier Port Authority and the termination of the corporate existence of the Buffalo and Fort Erie Public Bridge Authority.

Niagara Frontier
Port Authority.

SEC. 2. The right to alter, amend, or repeal this joint resolution is hereby expressly reserved.

Approved July 27, 1956.

Public Law 825

CHAPTER 759

July 27, 1956
[S. 1777]

AN ACT

To amend the Interstate Commerce Act in order to authorize common carriers to carry a disabled person requiring an attendant and such attendant at the usual fare charged for one person.

50 Stat. 475.
49 USC 22.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 22 of the Interstate Commerce Act is amended by inserting after "or other guide dog specially trained and educated for that purpose" a comma and "or from carrying a disabled person accompanied by an attendant if such person is disabled to the extent of requiring such attendant,".

Approved July 27, 1956.

Public Law 826

CHAPTER 768

July 28, 1956
[H. R. 11861]

AN ACT

To amend the Act entitled "An Act authorizing Federal participation in the cost of protecting the shores of publicly owned property", approved August 13, 1946.

Protection of
shores owned by
States, etc.
60 Stat. 1056.
33 USC 426e-
426h.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act authorizing Federal participation in the cost of protecting the shores of publicly owned property", approved August 13, 1946, is hereby amended to read as follows: "That (a) with the purpose of preventing damage to the shores of the United States, its Territories and possessions and promoting and encouraging the healthful recreation of the people, it is hereby declared to be the policy of the United States, subject to the following provisions of this Act to assist in the construction, but not the maintenance, of works for the restoration and protection against erosion, by waves and currents, of the shores of the United States, its Territories and possessions.

Federal contri-
bution.

"(b) The Federal contribution in the case of any project referred to in subsection (a) shall not exceed one-third of the cost of the project, and the remainder shall be paid by the State, municipality, or other political subdivision in which the project is located.

"(c) When in the opinion of the Chief of Engineers the most suitable and economical remedial measures would be provided by periodic beach nourishment, the term 'construction' may be construed for the purposes of this Act to include the deposit of sand fill at suitable intervals of time to furnish sand supply to project shores for a length of time specified by the Chief of Engineers.

Shores other than
public.

"(d) Shores other than public will be eligible for Federal assistance if there is benefit such as that arising from public use or from the protection of nearby public property or if the benefits to those shores are incidental to the project, and the Federal contribution to the project shall be adjusted in accordance with the degree of such benefits.

Authorized plans.

"(e) No Federal contribution shall be made with respect to a project under this Act unless the plan therefor shall have been specifically adopted and authorized by Congress after investigation and study by the Beach Erosion Board under the provisions of section 2 of the River and Harbor Act approved July 3, 1930, as amended and supplemented.

46 Stat. 945.
33 USC 426.

"SEC. 2. When the Chief of Engineers shall find that any such project has been constructed in accordance with the authorized plans and specifications he shall cause to be paid to the State, municipality, or other political subdivision involved the amount authorized by Congress.

Payment.

"SEC. 3. The Chief of Engineers may, in his discretion, from time to time, make payments on such construction as the work progresses, but these payments, including previous payments, if any, shall not be more than the United States pro rata part of the value of the labor and materials which have been actually put into such construction in conformity to said plans and specifications: *Provided*, That the construction of restoration and protective works under this Act may be undertaken by the Chief of Engineers upon the request of, and contribution of required funds by, the interested State, municipality, or other political subdivision.

"SEC. 4. As used in this Act, the word 'shores' includes all the shorelines of the Atlantic and Pacific Oceans, the Gulf of Mexico, the Great Lakes, and lakes, estuaries, and bays directly connected therewith."

"Shores"

Approved July 28, 1956.

Public Law 827

CHAPTER 769

AN ACT

To further amend the Act of January 2, 1942, entitled "An Act to provide for the prompt settlement of claims for damages occasioned by Army, Navy, and Marine Corps forces in foreign countries".

July 28, 1956
[H. R. 3561]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of January 2, 1942 (ch. 645, 55 Stat. 880), as amended, is further amended by—

Claims.
Army, Navy, Ma-
rine Corps.
31 USC 224 &
224i.

(1) amending the first section by deleting the words "arising in such foreign country" and inserting in lieu thereof the words "arising outside of the United States, its Territories and possessions";

(2) amending the first section by substituting the figure "\$15,000" for the figure "\$5,000" wherever it appears therein;

(3) amending section 7 by deleting the words "In time of war" and by capitalizing the next following word "any"; and

(4) adding immediately after section 7 a new section as follows:

"SEC. 8. The Secretary of Defense may designate any claims commission or commissions, appointed under section 1, to consider, ascertain, adjust, determine, and make payment with respect to claims, as described in section 1 hereof, for damages caused by a civilian employee of the Department of Defense other than a civilian employee of the Department of the Army, Navy, or Air Force. Claims under this section shall be considered, ascertained, adjusted, determined, and paid in the same manner provided in this Act for the settlement of Army, Navy, Air Force, and Marine Corps claims. All payments in settlement of claims under this section shall be made out of appropriations available to the Office of the Secretary of Defense for the payment of claims."

Commissions.

SEC. 2. The amendments made by clauses (1) and (4) of section 1 of this Act shall be effective with respect to claims accruing after the date of its enactment.

Effective date.

Approved July 28, 1956.

Public Law 828

CHAPTER 770

July 28, 1956
[S. 3481]

AN ACT

To amend the Foreign Service Act of 1946, as amended, and for other purposes

Foreign Service
Act Amendments of
1956.
60 Stat. 1002.
22 USC 866.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Foreign Service Act Amendments of 1956".

SEC. 2. Section 411 of the Foreign Service Act of 1946, as amended, is amended by striking out the second sentence of that section and substituting in lieu thereof the following: "The per annum salaries of chiefs of mission within each class shall be as follows: Class 1, \$27,500 per annum; class 2, \$25,000; class 3, \$22,500; and class 4, \$20,000."

22 USC 867.

SEC. 3. Section 412 of such Act is amended to read as follows:

"SEC. 412. There shall be ten classes of Foreign Service officers, including the classes of career ambassador and of career minister. The per annum salary of a career ambassador shall be \$20,000. The per annum salary of a career minister shall be \$17,500. The per annum salaries of Foreign Service officers within each of the other classes shall be as follows:

Class 1-----	\$14,600	\$15,000	\$15,400	\$15,800	\$16,200	\$16,600	\$17,000
Class 2-----	12,600	12,900	13,200	13,500	13,800	14,100	14,400
Class 3-----	10,600	10,900	11,200	11,500	11,800	12,100	12,400
Class 4-----	9,000	9,250	9,500	9,750	10,000	10,250	10,500
Class 5-----	7,400	7,650	7,900	8,150	8,400	8,650	8,900
Class 6-----	6,100	6,300	6,500	6,700	6,900	7,100	7,300
Class 7-----	5,100	5,250	5,400	5,550	5,700	5,850	6,000
Class 8-----	4,300	4,450	4,600	4,750	4,900	5,050	5,200
	5,350."						

22 USC 869.

SEC. 4. Section 414 (a) of such Act is amended by striking out the word "six" and inserting the word "eight" in lieu thereof; and by striking out the number "6" and inserting in lieu thereof the number "8".

22 USC 911.

SEC. 5. Section 516 of such Act and the heading thereto is amended by striking the words "class 6" wherever they appear therein and inserting the words "class 8" in lieu thereof.

22 USC 912.

SEC. 6. Section 517 of such Act and the heading thereto is amended by striking the heading thereto and substituting in lieu thereof "Admission to classes 1 to 7, inclusive"; by striking in the aforementioned section the number "6" wherever it appears therein and inserting in lieu thereof the number "8"; by striking out in the aforementioned section the number "5" wherever it appears therein and inserting in lieu thereof the number "7"; and by striking out the word "forty" and inserting in lieu thereof the words "one hundred and seventy-five"; by inserting before the period at the end of the second sentence the following: "as a Foreign Service officer"; and by adding after the second sentence a new sentence which shall read as follows: "Notwithstanding the above provisions of this section, the limitation on the maximum number of appointments authorized herein shall not be applicable in the case of any person appointed or assigned by the Secretary of State as a Foreign Service Reserve officer and who thereafter has served in a position of responsibility in such capacity for the required period prior to appointment as a Foreign Service officer."

22 USC 1004.

SEC. 7. Section 634 (b) of such Act is amended by striking the words "classes 4 or 5", and inserting in lieu thereof the words "classes 4, 5, 6 or 7"; by striking the words "class 4" and inserting in lieu thereof the words "classes 4 or 5"; and by striking the words "class 5" and inserting in lieu thereof the words "classes 6 and 7".

22 USC 1005,
1007.

SEC. 8. Section 635 of such Act and the heading thereto and section 637 (a) of such Act are amended by striking the number "6" wherever it appears therein and by inserting in lieu thereof the number "8".

SEC. 9. (a) Section 821 (a) of such Act is amended by striking the word "thirty" and inserting in lieu thereof the word "thirty-five", and by inserting after the first sentence the following new sentence: "However, the highest five years of service for which full contributions have been made to the Fund shall be used in computing the annuity of any Foreign Service officer who serves as chief of mission and whose continuity of service as such is interrupted prior to retirement by appointment or assignment to any other position determined by the Secretary to be of comparable importance."

22 USC 1076.

(b) Section 821 (b) of such Act is amended by striking the phrase "for the five years next preceding his retirement" and inserting in lieu thereof "as computed in accordance with subsection (a) of this section."

SEC. 10. Section 871 of such Act is amended by striking the word "thirty" and inserting in lieu thereof the word "thirty-five".

22 USC 1111.

SEC. 11. Section 902 of such Act is amended to read as follows:

22 USC 1132.

"SEC. 902. The Secretary may, under such regulations as he may prescribe, make an allotment of funds to any post to defray the unusual expenses incident to the operation and maintenance of official residences suitable for principal representatives of the United States at that post."

SEC. 12. (a) Section 921 of such Act is amended (1) by inserting "(a)" immediately after "Sec. 921.", (2) by striking out "and pursuant to appropriations therefor," and (3) by amending the proviso in the second sentence to read as follows: "Provided, That an amount equal to the amount expended for such services shall be covered into the Treasury as miscellaneous receipts."

22 USC 1139.

(b) Section 921 of such Act is further amended by adding at the end thereof the following new subsections:

"(b) The Secretary, under such regulations as he may prescribe, may authorize and assist in the establishment, maintenance, and operation, by officers and employees of the Service, of non-Government-operated commissary and mess services and recreation facilities at posts abroad, including the furnishing of space, utilities, and properties owned or leased by the United States for use by its diplomatic and consular missions. The provisions of the Foreign Service Buildings Act, 1926, as amended (22 U. S. C. 292-300), may be utilized by the Secretary in providing such assistance. Commissary or mess services and recreation facilities established pursuant to this subsection shall be made available, insofar as practicable, to officers and employees of other Government agencies and their dependents who are stationed abroad. Such services or facilities shall not be established in localities where another United States agency operates similar services or facilities unless the Secretary determines that such additional services or facilities are necessary.

44 Stat. 403.

"(c) Notwithstanding the last paragraph under the heading 'Subsistence Department' in the Act of March 3, 1911 (10 U. S. C. 1253), or the provisions of any other law, charges at any post abroad by a commissary or mess service or recreation facility authorized or assisted under this section shall be at the same rate for all civilian personnel of the Government serviced thereby, and all charges for supplies furnished to such a service or facility abroad by any Government agency shall be at the same rate as that charged by the furnishing agency to its civilian commissary or mess services or recreation facilities.

36 Stat. 1047.

"(d) Notwithstanding the provisions of section 5 of the Act of July 16, 1914, as amended (5 U. S. C. 78), the Secretary may authorize any principal officer to approve the use of Government-owned vehicles located at his post for transportation of United States Government

60 Stat. 810.

employees who are American citizens, and their dependents, to and from recreation facilities when public transportation is unsafe or is not available."

22 USC 1156.
Medical protection.

SEC. 13. Section 941 of such Act is amended to read as follows:

"SEC. 941. (a) In the event an officer or employee of the Service who is a citizen of the United States incurs an illness or injury while such person is located abroad, which requires hospitalization or similar treatment, and which is not the result of vicious habits, intemperance, or misconduct on his part, the Secretary may, in accordance with such regulations as he may prescribe, pay for the cost of treatment of such illness or injury.

"(b) In the event a dependent of a United States citizen officer or employee of the Service who is stationed abroad, incurs an illness or injury while such dependent is located abroad, which requires hospitalization or similar treatment, and which is not the result of vicious habits, intemperance, or misconduct on his part, the Secretary may, in accordance with such regulations as he may prescribe, pay for that portion of the cost of treatment of each such illness or injury that exceeds \$35 up to a maximum limitation of one hundred and twenty days of treatment for each such illness or injury, except that such maximum limitation shall not apply whenever the Secretary, on the basis of professional medical advice, shall determine that such illness or injury clearly is caused by the fact that such dependent is or has been located abroad.

"(c) After sufficient experience in the operation of the medical protection plan authorized in subsections (a) and (b) of this section has been obtained, as determined by the Secretary, and if he considers that the benefits so authorized can be provided for as well and as cheaply in other ways, the Secretary may, under such regulations, and for such persons, locations, and conditions as he may deem appropriate, and within the limits prescribed in such subsections, contract for medical care pursuant to such arrangements, insurance, medical service, or health plans as he may deem appropriate."

22 USC 1157.

SEC. 14. (a) Section 942 (a) of such Act is amended to read as follows:

Transportation to hospitals.

"SEC. 942. (a) In the event an officer or employee of the Service who is a citizen of the United States or his dependents incurs an illness or injury requiring hospitalization, not the result of vicious habits, intemperance or misconduct, while stationed abroad in a locality where there does not exist a suitable hospital or clinic, the Secretary may, in accordance with such regulations as he may prescribe, pay the travel expenses of such person by whatever means he shall deem appropriate and without regard to the Standardized Government Travel Regulations and section 10 of the Act of March 3, 1933, as amended (68 Stat. 808, 5 U. S. C. 73b), to the nearest locality where a suitable hospital or clinic exists, and on his recovery pay for the travel expenses of his return from such hospital or clinic. If any such officer, employee, or dependent is too ill to travel unattended, the Secretary may also pay the round-trip travel expenses of an attendant or attendants."

60 Stat. 808.

(b) Section 942 (b) of such Act is amended by inserting the words "a physician" and a comma immediately following the phrase "the services of"; and by inserting immediately following the words "a nurse" a comma and the phrase "or other medical personnel".

SEC. 15. Section 943 of such Act is amended to read as follows:

22 USC 1158.

“PHYSICAL EXAMINATIONS AND COSTS OF INOCULATIONS

“SEC. 943. The Secretary shall, under such regulations as he may prescribe, provide for physical examinations for applicants for employment and for officers and employees of the Service who are citizens of the United States, and for their dependents, including examinations necessary to establish disability or incapacity in accordance with the provisions of section 831, and shall provide for administering inoculations or vaccinations to such officers and employees and their dependents.”

22 USC 1081.

SEC. 16. (a) Foreign Service officers presently serving in the class of career ambassador and the class of career minister shall receive the salary prescribed for career ambassadors and for career ministers, respectively, by section 412 of such Act, as amended.

Ante, p. 704.

(b) Foreign Service officers and Reserve officers in the other classes shall be transferred to the new classes established by section 412 of such Act, as amended, as follows: Officers of class 1 to the new class 1; officers of class 2 to the new class 2; officers of class 3 to the new class 3; officers of class 4 to the new classes 4 or 5 as determined by the Secretary, in accordance with the second sentence of this subsection; officers of class 5 to the new class 6; and officers of class 6 to the new class 7. In accordance with such regulations as the Secretary may prescribe there shall be transferred to the new class 4 those officers of the present class 4 who either are receiving the sixth through the eighth step rates of the present class 4 or who were eligible and were recommended for promotion by the selection board next preceding the effective date of this Act. All remaining officers in the present class 4 shall be transferred to the new class 5.

(c) Each officer transferred pursuant to paragraph (b) of this section shall, under such regulations as the Secretary may prescribe, receive basic salary at that one of the rates of the class to which he is transferred which shall, as nearly as possible, correspond to the salary he is receiving at the time of transfer, except that no officer shall suffer a reduction in basic salary as a result thereof.

(d) Service in a former class shall be considered as constituting service in the new class for the purposes of determining (1) eligibility for promotion, in accordance with the provisions of section 622, and (2) liability for separation, in accordance with the provisions of section 633. Officers who are transferred to new class 7 in accordance with paragraph (b) of this section shall continue to occupy probationary status pursuant to section 635.

22 USC 992.

22 USC 1003.

22 USC 1005.
Ante, p. 704.

(e) Officers transferred in accordance with the provisions of this section shall receive credit for time served in a previous class toward in-class promotion in accordance with section 625.

22 USC 995.

(f) The class and salary adjustments made pursuant to paragraphs (a), (b), and (c) of this section and the salary increases for chiefs of mission authorized by section 2 of this Act shall be made effective as of the first day of the first pay period which begins after the date of enactment of this Act or on the first day of the first pay period which begins after July 1, 1956, whichever shall be later.

Effective date.

SEC. 17. A new section 936 is hereby added to such Act as follows:

"APPLICATION OF ANNUAL AND SICK LEAVE ACT OF 1951

65 Stat. 679. "SEC. 936. The Annual and Sick Leave Act of 1951, as amended (5 U. S. C. 2061 and the following), shall apply to career ministers and Foreign Service officers, who are not serving as chiefs of mission or who are not serving in a position in the Department which requires appointment by the President, by and with the advice and consent of the Senate, and to Foreign Service Reserve officers who are commissioned as diplomatic or consular officers, or both, in accordance with section 524 of the Foreign Service Act of 1946, as amended, notwithstanding the provisions of section 202 (c) (1) (A) of the Annual and Sick Leave Act of 1951, as amended."

22 USC 924.
67 Stat. 136.
5 USC 2061.

SEC. 18. Notwithstanding the provisions of this Act, existing rules, regulations of or applicable to the Foreign Service of the United States shall remain in effect until revoked or rescinded or until modified or superseded by regulations made in accordance with the provisions of this Act, unless clearly inconsistent with the provisions of this Act.

Approved July 28, 1956.

Public Law 829

CHAPTER 771

AN ACT

July 28, 1956
[S. 2216]

To amend the Act of March 4, 1915 (38 Stat. 1086, 1101; 16 U. S. C. 497).

National forest.
Use of lands.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the last paragraph under the heading "FOREST SERVICE" in the Act of March 4, 1915 (38 Stat. 1086, 1101; 16 U. S. C. 497), is amended to read as follows:

"The Secretary of Agriculture is authorized, under such regulations as he may make and upon such terms and conditions as he may deem proper, (a) to permit the use and occupancy of suitable areas of land within the national forests, not exceeding eighty acres and for periods not exceeding thirty years, for the purpose of constructing or maintaining hotels, resorts, and any other structures or facilities necessary or desirable for recreation, public convenience, or safety; (b) to permit the use and occupancy of suitable areas of land within the national forests, not exceeding five acres and for periods not exceeding thirty years, for the purpose of constructing or maintaining summer homes and stores; (c) to permit the use and occupancy of suitable areas of land within the national forest, not exceeding eighty acres and for periods not exceeding thirty years, for the purpose of constructing or maintaining buildings, structures, and facilities for industrial or commercial purposes whenever such use is related to or consistent with other uses on the national forests; (d) to permit any State or political subdivision thereof, or any public or nonprofit agency, to use and occupy suitable areas of land within the national forests not exceeding eighty acres and for periods not exceeding thirty years, for the purpose of constructing or maintaining any buildings, structures, or facilities necessary or desirable for education or for any public use or in connection with any public activity. The authority provided by this paragraph shall be exercised in such manner as not to preclude the general public from full enjoyment of the natural, scenic, recreational, and other aspects of the national forests."

Approved July 28, 1956.

Public Law 830

CHAPTER 772

AN ACT

To confer upon Alaska autonomy in the field of mental health, transfer from the Federal Government to the Territory the fiscal and functional responsibility for the hospitalization of committed mental patients, and for other purposes.

July 28, 1956
[H. R. 6376]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the “Alaska Mental Health Enabling Act”.

Alaska Mental
Health Enabling
Act.

TITLE I—AUTHORITY OF THE TERRITORY OF ALASKA IN THE FIELD OF MENTAL HEALTH

POWERS OF THE TERRITORIAL GOVERNMENT

SEC. 101. For the purpose of vesting in the Territory of Alaska authority comparable in scope to that of the States and other Territories of the United States in the field of mental health, the Territorial legislature is hereby authorized to enact such laws on the subject of mental health as it may deem appropriate, and such legislation may supersede any of the Acts cited in section 301.

FUNCTIONS OF COURTS

SEC. 102. In carrying out section 101, the Territorial legislature is authorized to confer upon United States commissioners, as ex officio probate judges, and upon the United States District Court for the Territory of Alaska, such jurisdiction, functions, and duties as it may deem appropriate for such purpose.

EFFECTIVE DATE

SEC. 103. This title shall become effective on the date of enactment of this Act.

TITLE II—GRANTS

SPECIAL GRANTS TO ALASKA FOR MENTAL HEALTH

SEC. 201. Title III of the Public Health Service Act, as amended, is hereby amended by adding thereto a new part as follows:

58 Stat. 691.
42 USC 201 note.

“PART H—GRANTS TO ALASKA FOR MENTAL HEALTH

“GRANTS FOR ALASKA MENTAL HEALTH PROGRAM

“SEC. 371. (a) There are hereby authorized to be appropriated the following sums to be available to the Surgeon General of the Public Health Service for the purpose of making grants to the Territory of Alaska to assist it to carry out plans, submitted by the Governor of the Territory or his designee and approved by the Surgeon General, for an integrated mental health program for the Territory, including outpatient and inpatient care and treatment: For each of the fiscal years ending June 30, 1958, and June 30, 1959, the sum of \$1,000,000; for each of the fiscal years ending June 30, 1960, and June 30, 1961, the sum of \$800,000; for each of the fiscal years ending June 30, 1962, and June 30, 1963, the sum of \$600,000; for each of the fiscal years ending June 30, 1964, and June 30, 1965, the sum of \$400,000; and for each of the years ending June 30, 1966, and June 30, 1967, the sum of \$200,000.

Appropriations.

Estimates; pay-
ments.

“(b) The Surgeon General shall, prior to the beginning of each calendar quarter or such shorter period as the Surgeon General may find necessary, estimate the cost of carrying out the approved plan, on the basis of estimates furnished by the Territory, including estimates of the amount of contractual obligations for hospitalization, and on the basis of such further investigations as he may find necessary. From the amounts appropriated for any fiscal year, the Surgeon General shall pay to the Territory the amount requested by it but not to exceed the amount so estimated by the Surgeon General for each such period, reduced or increased, as the case may be, by any sum (not previously adjusted under this section) by which he finds that the amount paid for any prior period was greater or less than the amount which should have been paid. The amount of any balance of payments made to the Territory under this section and remaining unobligated on July 1, 1967, shall be repaid to the Treasury of the United States.

“(c) Whenever the Surgeon General finds, after affording opportunity for hearing, that the Territory has failed to comply substantially with any provisions of the approved plan, he shall notify the Governor that no further payments will be made under this section (or that further payments will not be made for parts of the plan affected by such failure) until he is satisfied that there will no longer be any such failure.

“(d) For the purpose of facilitating the administration of the Territory's mental health program, the Surgeon General is authorized to enter into arrangements with the Territorial government to provide for the care and treatment, in hospitals operated by the Service, of patients requiring hospitalization. Such arrangements shall be subject to the availability of suitable facilities therefor and shall provide for charges to the Territorial government in amounts determined by the Surgeon General which shall be sufficient to cover the full cost of such care and treatment. Upon payment by the Territory the amount of such charges shall be credited to the appropriation from which such costs were incurred: *Provided*, That, during the period of grants under this section, payment may be effected by deductions from the amount of such grants otherwise payable to the Territory, with such deductions to be credited to the appropriation from which such costs were incurred.

“PAYMENTS FOR CONSTRUCTION OF HOSPITAL FACILITIES

“SEC. 372. (a) There is hereby authorized to be appropriated an amount not exceeding the total sum of \$6,500,000, to remain available until expended, to enable the Surgeon General to make payments to the Territory of Alaska as the total contribution of the Federal Government to be used in defraying the cost of construction of hospital and other facilities in Alaska needed for the carrying out of a comprehensive mental health program.

“(b) Such facilities shall be scheduled for construction in accordance with a comprehensive construction program, developed by the Territory in consultation with the Public Health Service and approved by the Surgeon General. Projects shall be constructed in accordance with such approved program and in accordance with plans and specifications for the project approved by the Surgeon General.

“(c) Upon certification by the Territory, based upon inspection by it, that work has been performed upon a project, or purchases have been made in accordance with approved plans and specifications, and that payment of an installment is due, the Surgeon General shall certify such installment for payment: *Provided, however*,

That the Surgeon General may cause the project to be inspected at any time, and if such inspection indicates that the project is not being constructed in accordance with approved plans and specifications, he may, after notice and affording opportunity for hearing, withhold further payment until he finds that adequate corrective measures have been taken.

“(d) The term ‘cost of construction’ means the amount found necessary” by the Surgeon General for the construction of a project and includes the construction and initial equipment of buildings (including medical transportation facilities), architects’ and engineering fees, the cost of land acquired specifically for the purpose of the project, and on-site improvements.

“(e) If, within twenty years from the date of completion of construction, any hospital or other medical facility constructed with the aid of grants under this section shall cease to be a publicly owned facility operated for the care or treatment of patients under the Territory’s mental health program, the United States shall be entitled to recover from the Territory the then value of the hospital or other medical facility, reduced, however, proportionately to the extent to which the Territory may have contributed to the cost of construction thereof.”

Recovery of
value of facility.

LAND GRANT

SEC. 202. (a) The Territory of Alaska is hereby granted and shall be entitled to select, within ten years from the effective date of this Act, not to exceed one million acres from the public lands of the United States in Alaska which are vacant, unappropriated, and unreserved at the time of their selection: *Provided*, That nothing herein contained shall affect any valid existing rights. All lands duly selected by the Territory of Alaska pursuant to this section shall be patented to the Territory by the Secretary of the Interior.

(b) The lands authorized to be selected by the Territory of Alaska by subsection (a) of this section shall be selected in such manner as the laws of the Territory may provide, and in conformity with such regulations as the Secretary of the Interior may prescribe. The authority to make selections shall never be alienated or bargained away, in whole or in part, by the Territory. All selections shall be made in reasonably compact tracts, taking into account the situation and potential uses of the lands involved. Upon the revocation of any order of withdrawal in Alaska, the order of revocation shall provide for a period of not less than ninety days before the date on which it otherwise becomes effective during which period the Territory of Alaska shall have a preferred right of selection, subject to the requirements of this Act, except as against prior existing valid rights or as against equitable claims subject to allowance and confirmation. Such preferred right of selection shall have precedence over the preferred right of application created by section 4 of the Act of September 27, 1944 (58 Stat. 748; 43 U. S. C., sec. 282), as now or hereafter amended, but not over other preference rights now conferred by law. As used in this subsection, the words “equitable claims subject to allowance and confirmation” include, without limitation, claims of holders of permits issued by the Department of Agriculture on lands eliminated from national forests, whose permits have been terminated only because of such elimination and who own valuable improvements on such lands.

(c) All grants made or confirmed under this section shall include mineral deposits: *Provided, however*, That mineral deposits in lands which on January 1, 1956, were subject to public land order numbered 82 of January 22, 1943, shall not be included in said grants, but shall continue to be reserved to the United States.

Mineral deposits.

Leases; sales.

(d) Following the selection of lands by the Territory pursuant to subsection (b), but prior to the issuance of final patent, the Territory shall be authorized to lease and to make conditional sales of such selected lands.

(e) All lands granted to the Territory of Alaska under this section, together with the income therefrom and the proceeds from any dispositions thereof, shall be administered by the Territory of Alaska as a public trust and such proceeds and income shall first be applied to meet the necessary expenses of the mental health program of Alaska. Such lands, income, and proceeds shall be managed and utilized in such manner as the Legislature of Alaska may provide. Such lands, together with any property acquired in exchange therefor or acquired out of the income or proceeds therefrom, may be sold, leased, mortgaged, exchanged, or otherwise disposed of in such manner as the Legislature of Alaska may provide, in order to obtain funds or other property to be invested, expended, or used by the Territory of Alaska. The authority of the Legislature of Alaska under this subsection shall be exercised in a manner compatible with the conditions and requirements imposed by other provisions of this Act.

EFFECTIVE DATE

Sec. 203. This title shall become effective on the date of enactment of this Act.

TITLE III—TRANSITIONAL AND GENERAL PROVISIONS

AMENDMENTS AND REPEALS

Sec. 301. (a) Such of the following Acts or parts thereof as the Governor by proclamation shall declare to be superseded by a law or laws hereafter enacted by the Territorial legislature are repealed as of the effective date (specified in such proclamation) of such superseding law or laws, or as of the two hundred and tenth day after the date of enactment of this Act, whichever is later:

(1) Section 8 of the Act of January 27, 1905 (33 Stat. 616, 619; 48 U. S. C. 47);

(2) The first sentence of section 7 of the Act of February 6, 1909 (35 Stat. 600, 601), as amended by section 2 of the Act of October 14, 1942 (56 Stat. 782; 48 U. S. C. 46);

(3) The Act of June 25, 1910 (36 Stat. 852; see 48 U. S. C. 46b);

(4) The Act of April 24, 1926 (44 Stat. 322), as amended by sections 4 and 5 of the Act of October 14, 1942 (56 Stat. 782, 783; 48 U. S. C. 50, 50a); and

(5) Sections 1, 3, 6, 7, 8, and 9 of the Act of October 14, 1942 (56 Stat. 782, 783–785; 46 U. S. C. 46c, 47a, 47b, 47c, 48, 48a).

(b) (1) The Acts and parts of Acts listed in subsection (a), except the Act of June 25, 1910, are, pending their repeal as provided in subsection (a), amended (A) by striking out the words "Secretary", "United States", "Congress", and "Department of the Interior" wherever these words appear, and inserting in lieu thereof the words "Governor of Alaska or his designee", "Territory of Alaska", "the Legislature of Alaska", and "Territory of Alaska", respectively; (B) by inserting immediately before the word "Treasury", wherever it appears, the word "Territorial"; (C) by striking out the word "Federal"; and (D) by amending section 1 (a) of the Act of October 14, 1942, to read as follows: "'Governor' means the Governor of Alaska or his designee;": *Provided*, That the words "United States" where

48 USC 46c, 47a, 47b, 47c, 48, 48a.

they appear as a part of the term "United States Veterans' Bureau facility" in section 6 of the Act of October 14, 1942, shall not be struck.

(2) The amendment, by this subsection, of any Act or part of Act specified in subsection (a) shall take effect on the two hundred and tenth day after the date of enactment of this Act and shall cease to be effective upon the repeal of the Act or part of Act which it amends, as provided in subsection (a).

Effective date.

(c) Effective upon the date of enactment of this Act, section 3 of the Act approved August 24, 1912 (37 Stat. 512; see 48 U. S. C. 24), entitled "An Act to create a legislative assembly in the Territory of Alaska, to confer legislative power thereon, and for other purposes", is amended by inserting the following at the end of the first sentence of such section, immediately before the period: "or to prevent the legislature from altering, amending, modifying, or repealing section 8 (relating to commitment of insane persons) of the aforesaid Act approved January twenty-seventh, nineteen hundred and five".

Prior rights, etc.

(d) (1) Any vested rights or liabilities existing, and any commitment proceeding commenced, under any Act or part thereof prior to the effective date of the amendment or repeal of such Act or part thereof by this section shall not be affected by such amendment or repeal.

(2) With respect to the money or property of any patient who has died or eloped prior to the enactment of this Act, or who will have died or eloped prior to the two hundred and tenth day following such enactment, the functions of the Secretary of the Interior under the Act of April 24, 1926, as amended (48 U. S. C. 50, 50a), and the requirement of certification of the claim to Congress if established more than five years after such death or elopement, shall remain in effect notwithstanding the amendment or repeal of such Act by this section.

EXISTING CONTRACT AND APPROPRIATIONS

SEC. 302. (a) Within two hundred and ten days after the date of enactment of this Act, the Secretary of the Interior, with the concurrence of the Governor of Alaska, may either (i) assign all of his rights and duties under contract numbered 14-04-001-81, entered into on June 18, 1953, between the Secretary of the Interior on behalf of the United States, and the Sanitarium Company of Portland, Oregon, to the Territory of Alaska, such assignment to become effective on the two hundred and tenth day after the date of enactment of this Act, or (ii) terminate the said contract in accordance with the terms thereof. Upon the effective date of any such assignment, such contract shall have the same binding effect upon the Territory as it had upon the United States prior to such assignment.

(b) On the two hundred and tenth day after the date of enactment of this Act, so much of all unexpended balances of appropriations as are available to the Department of the Interior for the care of the Alaska insane shall be transferred to the Governor of Alaska to be available for expenditure by him for the administration of the Acts specified in, and in part amended by, section 301 and for the administration of the laws of the Territory of Alaska enacted pursuant to section 101 of this Act, and the Secretary of the Interior shall, upon such transfer or as soon as practicable thereafter, transfer to the Governor of Alaska all papers and documents used primarily in the administration of all laws pertaining to the Alaska insane. For the remainder of the fiscal year ending June 30, 1957, there are hereby authorized to be appropriated to the Secretary of the Interior for transfer to the Governor of Alaska such additional sums as may be necessary for the care of the Alaska insane during that fiscal year.

Appropriation.

(c) Until July 1, 1957, expenses for the transportation to a mental institution outside of Alaska of all patients to be hospitalized pursuant to a commitment under section 8 of the Act of January 27, 1905 (33 Stat. 616, 619, 48 U. S. C. 47), or to be hospitalized in such a mental institution pursuant to a commitment under a law of the Territorial legislature superseding such Act of January 27, 1905, shall be paid by the Department of Justice.

Approved July 28, 1956.

Public Law 831

CHAPTER 773

AN ACT

July 28, 1956
[H. R. 10111]

To amend sections 657 and 1006 of title 18 of the United States Code in order to include certain savings and loan associations within its provisions.

Savings and loan
associations.
Embezzlement,
etc.
62 Stat. 729.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 657 of title 18 of the United States Code is amended as follows: After the words "United States" where they first appear in section 657, strike the comma immediately after the word "States" and insert in lieu thereof "or any institution the accounts of which are insured by the Federal Savings and Loan Insurance Corporation,".

62 Stat. 750.

SEC. 2. Section 1006 of title 18 is amended as follows: After the words "United States" where they first appear, strike the comma immediately after the word "States" and insert in lieu thereof "or any institution the accounts of which are insured by the Federal Savings and Loan Insurance Corporation,".

Approved July 28, 1956.

Public Law 832

CHAPTER 776

JOINT RESOLUTION

July 30, 1956
[S. J. Res. 183]

Authorizing an appropriation to enable the United States to extend an invitation to the World Health Organization to hold the Eleventh World Health Assembly in the United States in 1958.

Whereas the Eleventh World Health Assembly is scheduled to be held in 1958; and

Whereas the year 1958 is considered particularly appropriate for holding the assembly in the United States since that year will mark the decennial anniversary of the entry into force of the constitution of the World Health Organization, which was originally drawn up and signed in New York City; and

Whereas the assembly and related functions will provide outstanding opportunities for the Ministers and Directors of Health of the World Health Organization's eighty-eight member countries to view American health and medical methods in practice, and to make and renew friendships among American health and medical leaders; and

Whereas the assembly will focus public attention in the United States on the important work of the World Health Organization as an integral part of the economic and social program of the United Nations and as a constructive work contributing to better international appreciation and world peace; and

Whereas American health and medical groups and certain urban organizations have suggested arrangements to make the World Health Assembly in the United States a particularly useful professional occasion through related seminars, field trips, and social activities; and

Whereas the cost of holding an assembly in the United States would exceed the amount provided in the budget of the World Health Organization for holding an assembly in Geneva, Switzerland, the headquarters of the Organization: Therefore be it

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That there is authorized to be appropriated to the Department of State, out of any money in the Treasury not otherwise appropriated, the sum of \$400,000 for the purpose of defraying the expenses incident to organizing and holding the Eleventh World Health Assembly in the United States. Funds appropriated pursuant to this authorization shall be available for advance contribution to the World Health Organization for additional costs incurred by the Organization in holding the Eleventh World Health Assembly outside the Organization's headquarters at Geneva, Switzerland; and shall be available for expenses incurred by the Department of State, on behalf of the United States as host government, including personal services without regard to civil-service and classification laws; employment of aliens; travel expenses without regard to the Standardized Government Travel Regulations and to the rates of per diem allowances in lieu of subsistence expenses under the Travel Expense Act of 1949; rent of quarters by contract or otherwise; and hire of passenger motor vehicles.

Approved July 30, 1956.

Eleventh World
Health Assembly,
1958.
Appropriation.

63 Stat. 166.
5 USC 835 note.

Public Law 833

CHAPTER 777

JOINT RESOLUTION

Authorizing an appropriation for expenses of the Pan American games to be held in Cleveland, Ohio, in 1959.

July 30, 1956
[S. J. Res. 186]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated out of moneys in the Treasury not otherwise appropriated the sum of \$5,000,000 for III Pan American Games (1959). The said appropriation shall be available for the purpose of promoting and insuring the success of the Pan American games to be held in Cleveland, Ohio, in 1959 and shall be expended in the discretion of the organization sponsoring said games, subject to such audit as may be prescribed by the Comptroller General of the United States.

Approved July 30, 1956.

Pan American
games, 1959.
Appropriation.

Public Law 834

CHAPTER 778

AN ACT

To grant leaves of absence to homestead entrymen and to permit suspension of cultivation and improvement operations on homestead and desert land entries, and for other purposes.

July 30, 1956
[S. 3458]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any person who holds a homestead entry on public lands which was allowed and subsisting on March 1, 1956, or which, based on an application on file on March 1, 1956, was allowed and subsisting on the date of approval of this Act, is hereby granted leave of absence from the lands until March 1, 1959, and any person who holds a homestead or desert land entry which was allowed and subsisting on March 1, 1956, or which, based on an application on file on March 1, 1956, was allowed and

Homestead entry-
men.
Leave of ab-
sence.

Protection of
rights.

subsisting on the date of approval of this Act, is hereby granted permission to suspend until March 1, 1959, further operations looking to the cultivation and improvement of the lands: *Provided*, That such entryman shall forfeit no rights and shall not otherwise be excused from full compliance with the applicable public land laws by reason of such absence or of such suspension of cultivation and improvement operations: *And provided further*, That the rights of such entrymen shall not be protected by this Act unless they file with the land office having jurisdiction over the area in which the land is located, (a) a notice of their intention to absent themselves from the land or to suspend cultivation and improvement operations and accompanying such notice information as to location and extent of present cultivation or improvement placed on the entry, and (b) a grant to the United States, for itself and for its lessees, licensees, and permittees, of a right to enter upon and occupy the lands which have not been prepared for cultivation or which have not had improvements placed on them, without recourse, for any purpose authorized by the public land laws, except that such grant need not include a right to construct permanent improvements on the land or to permit a substantial change in its character.

SEC. 2. Any person who on March 1, 1956, had on file a homestead or desert land application which application shall be allowed on its merits subsequent to enactment of this Act and prior to March 1, 1959, shall not be required to enter upon the lands and commence residence thereon, or cultivate and improve the lands prior to March 1, 1959: *Provided*, That said person files with the land offices having jurisdiction over the area in which the land is located, (a) within sixty days after the date of allowance of his entry, a notice of his intention to delay initiation of his residence, cultivation, or improvements, and (b) at least ninety days prior to initiation of his residence, cultivation, or improvements, a notice of his intention to initiate said activity. For the purposes of the homestead and desert land laws, March 1, 1959, may be treated as the date of the entry, if an actual entry has not been made prior to that date. If an actual entry is made prior to March 1, 1959, the date of such actual entry shall be the date of entry for the purposes of the homestead and desert land laws. Until an actual entry by a person subject to the provisions of this section has been made, or until March 1, 1959, whichever first occurs, the United States, for itself and for its lessees, permittees, and licensees, shall retain the right to enter upon and occupy the lands in each such entry, without recourse, for any purpose authorized by the public land laws: *Provided*, That the United States, its lessees, permittees, and licensees, shall not construct permanent improvements on the lands or otherwise substantially change such lands in their character.

SEC. 3. Notwithstanding any other provision of the desert land laws, the property right prior to issuance of patent to the lands in his desert land entry of an entryman who elects to suspend cultivation and improvement operations in accordance with section 1 of this Act and of an entryman whose entry is allowed in accordance with section 2 of this Act shall be a personal right, inheritable but not assignable.

SEC. 4. This Act shall apply only to applications filed for, or entries made on, public lands in the continental United States, exclusive of Alaska, pursuant to the Act of May 20, 1862 (12 Stat. 392; 43 U. S. C., ch. 7), as amended and supplemented, and pursuant to Act of March 3, 1877 (19 Stat. 377; 43 U. S. C., ch. 9), as amended and supplemented. Nothing in this Act shall apply to applications filed for, or entries made on, public lands pursuant to the Act of June 17, 1902 (32 Stat. 388; 43 U. S. C., ch. 12), as amended and supplemented.

43 USC 371 note.

Approved July 30, 1956.

Public Law 835

CHAPTER 779

AN ACT

To amend the Public Health Service Act, so as to provide for grants-in-aid to non-Federal public and nonprofit institutions for the constructing and equipping of facilities for research in the sciences related to health.

July 30, 1956
[S. 849]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Health Research Facilities Act of 1956".

Health Research
Facilities Act of
1956.
58 Stat. 682.

SEC. 2. The Public Health Service Act (42 U. S. C., ch. 6A) is amended by adding at the end thereof the following new title:

"TITLE VII—HEALTH RESEARCH FACILITIES

"DECLARATION OF POLICY

"SEC. 701. (a) The Congress hereby finds and declares that (1) the Nation's economy, welfare, and security are adversely affected by many crippling and killing diseases the prevention and control of which require a substantial increase, in all areas of the Nation, of research activities in the sciences related to health, and (2) funds for the construction of new and improved non-Federal facilities to house such activities are inadequate.

"(b) It is therefore the purpose of this title to assist in the construction of facilities for the conduct of research in the sciences related to health by providing grants-in-aid on a matching basis to public and nonprofit institutions for such purpose.

"DEFINITIONS

"SEC. 702. As used in this title—

"(1) the term 'Council' means the National Advisory Council on Health Research Facilities established by section 703;

"(2) the terms 'construction' and 'cost of construction' include (A) the construction of new buildings and the expansion, remodeling and alteration of existing buildings, including architects' fees, but not including the cost of acquisition of land or off-site improvements, and (B) equipping new buildings and existing buildings, whether or not expanded, remodeled, or altered;

"(3) the term 'nonprofit institution' means an institution owned and operated by one or more corporations or associations no part of the net earnings of which inures, or may lawfully inure, to the benefit of any private shareholder or individual; and

"(4) the term 'sciences related to health' includes medicine, osteopathy, dentistry, and public health, and fundamental and applied sciences when related thereto.

"NATIONAL ADVISORY COUNCIL ON HEALTH RESEARCH FACILITIES

"SEC. 703. (a) There is hereby established in the Public Health Service a National Advisory Council on Health Research Facilities, consisting of the Surgeon General of the Public Health Service, who shall be Chairman, and an official of the National Science Foundation designated by the National Science Board, who shall be ex officio members, and twelve members appointed by the Secretary without regard to the civil-service laws. Four of the appointed members shall be selected from the general public and eight shall be selected from among leading medical, dental, or scientific authorities who are skilled in the sciences related to health. In selecting persons for appointment to the Council, consideration shall be given to such

factors, among others, as (1) experience in the planning, constructing, financing, and administration of institutions engaged in the conduct of research in the sciences related to health, and (2) familiarity with the need for research facilities in all areas of the Nation.

“(b) The Council shall—

“(1) advise and assist the Surgeon General in the preparation of general regulations and with respect to policy matters arising in the administration of this title; and

“(2) consider all applications for grants under this title and make to the Surgeon General such recommendations as it deems advisable with respect to (A) the approval of such applications, and (B) the amount which should be granted to each applicant whose application, in its opinion, should be approved.

“(c) The Surgeon General is authorized to use the services of any member or members of the Council, and where appropriate, any member or members of the Federal Hospital Council, the National Advisory Health Council or the other national advisory councils referred to in section 217 of this Act, in connection with matters related to the administration of this title, for such periods, in addition to conference periods, as he may determine. The Surgeon General shall, in addition, make appropriate provision for consultation between and coordination of the work of the Council, the Federal Hospital Council, the National Advisory Health Council and such other national advisory councils, with respect to matters bearing on the purposes and administration of this title.

“(d) Appointed members of the Council, while attending conferences or meetings of the Council or while otherwise serving at the request of the Secretary, shall be entitled to receive compensation at a rate to be fixed by the Secretary but not exceeding \$50 per diem, including travel time, and while away from their homes or regular places of business they may be allowed travel expenses, including per diem in lieu of subsistence, as authorized by law (5 U. S. C. 73b-2) for persons in the Government service employed intermittently.

60 Stat. 808; 69
Stat. 394.

“AUTHORIZATION OF APPROPRIATIONS

“SEC. 704. There is hereby authorized to be appropriated for the fiscal year ending June 30, 1957, and for each of the two succeeding fiscal years, not to exceed \$30,000,000, for making grants-in-aid for the construction of facilities for research in the sciences related to health; and any sums appropriated pursuant to this section shall remain available until expended.

“APPROVAL OF APPLICATIONS

“SEC. 705. (a) Applications for grants under this title shall be made not later than June 30, 1958.

“(b) To be eligible to apply for a grant under this title, the applicant must be a public or nonprofit institution, determined by the Surgeon General, after consultation with the Council, to be competent to engage in the type of research for which the facility is to be constructed.

“(c) A grant under this title may be made only if the application therefor is recommended for approval by the Council and is approved by the Surgeon General upon his determination that—

“(1) the applicant meets the eligibility conditions set forth in subsection (b);

“(2) the application contains or is supported by reasonable assurances that (A) for not less than ten years after completion of construction, the facility will be used for the purposes of research in the sciences related to health for which it is to be con-

structed, (B) subject to subsection (d), sufficient funds will be available to meet the non-Federal share of the cost of constructing the facility, and (C) sufficient funds will be available, when construction is completed, for effective use of the facility for the research for which it is being constructed; and

“(3) the proposed construction will expand the applicant’s capacity for research in the sciences related to health, or is necessary to improve or maintain the quality of the applicant’s research in the sciences related to health.

“(d) Within such aggregate monetary limit as the Surgeon General may prescribe, after consultation with the Council, applications which (solely by reason of the inability of the applicants to give the assurance required by clause (B) of subsection (c) (2)) fail to meet the requirements for approval set forth in subsection (c) may be approved upon condition that the applicants give the assurance required by such clause (B) within a reasonable time and upon such other reasonable terms and conditions as he may determine after consultation with the Council.

“(e) In acting upon applications for grants, the Council and the Surgeon General shall take into consideration the relative effectiveness of the proposed facilities in expanding capacity for research in the sciences related to health, in improving the quality of such research, and in promoting an equitable geographical distribution of such research (giving due consideration to population, available scientific research workers, and available research resources in various areas of the Nation).

“AMOUNT OF GRANT; PAYMENTS

“SEC. 706. (a) The amount of any grant made under this title shall be that recommended by the Council or such lesser amount as the Surgeon General determines to be appropriate; except that in no event may such amount exceed 50 per centum of the necessary cost of the construction of such facility, as determined by him, or in the case of a multipurpose facility, 50 per centum of that part of the necessary cost of construction which the Surgeon General determines to be proportionate to the contemplated use of the facility for research in the sciences related to health.

“(b) Upon approval of any application for a grant under this title, the Surgeon General shall reserve, from any appropriation available therefor, the amount of such grant as determined under subsection (a), and shall pay such amount, in advance or by way of reimbursement, and in such installments consistent with construction progress, as he may determine. Such payments shall be made through the disbursement facilities of the Department of the Treasury. The Surgeon General’s reservation of any amount under this section may be amended by him, either upon approval of an amendment of the application or upon revision of the estimated cost of construction of the facility.

“(c) In determining the amount of any grant under this title, there shall be excluded from the cost of construction an amount equal to the sum of (1) the amount of any other Federal grant which the applicant has obtained, or is assured of obtaining, with respect to the construction which is to be financed in part by grants authorized under this title, and (2) the amount of any non-Federal funds required to be expended as a condition of such other Federal grant.

"RECAPTURE OF PAYMENTS

"SEC. 707. If, within ten years after completion of any construction for which funds have been paid under this title—

"(a) the applicant or other owner of the facility shall cease to be a public or nonprofit institution, or

"(b) the facility shall cease to be used for the research purposes for which it was constructed, unless the Surgeon General determines, in accordance with regulations, that there is good cause for releasing the applicant or other owner from the obligation to do so,

the United States shall be entitled to recover from the applicant or other owner of the facility the amount bearing the same ratio to the then value (as determined by agreement of the parties or by action brought in the United States District Court for the district in which such facility is situated) of the facility, as the amount of the Federal participation bore to the cost of construction of such facility.

"NONINTERFERENCE WITH ADMINISTRATION OF INSTITUTIONS

"SEC. 708. Except as otherwise specifically provided in this title, nothing contained in this title shall be construed as authorizing any department, agency, officer, or employee of the United States to exercise any direction, supervision, or control over, or impose any requirement or condition with respect to, the research conducted by, and the personnel or administration of, any institution.

"REGULATIONS

"SEC. 709. (a) Within six months after the enactment of this title, the Surgeon General, after consultation with the Council and with the approval of the Secretary, shall prescribe general regulations covering the eligibility of institutions, and the terms and conditions for approving applications.

"(b) The Surgeon General is authorized to make, with the approval of the Secretary, such administrative and other regulations as he finds necessary to carry out the provisions of this title.

"REPORTS

"SEC. 710. On or before January 15, 1957, and annually thereafter, the Surgeon General, in consultation with the Council, shall prepare an annual report and submit it to the President for transmission to the Congress, summarizing the activities under this title and making such recommendations as he may deem appropriate. The report to be submitted on or before January 15, 1958, shall include an appraisal of the current program under this title in the light of its adequacy to meet the long-term needs for funds for the construction of non-Federal facilities for research in the sciences related to health. Such reports and appraisals shall include minority views and recommendations, if any, of members of the Council."

60 Stat. 1049.
42 USC 201 note.

SEC. 3. (a) Section 1 of the Public Health Service Act is amended to read as follows:

"SHORT TITLE

"SECTION 1. Titles I to VII, inclusive, of this Act may be cited as the 'Public Health Service Act'."

(b) The Act of July 1, 1944 (58 Stat. 682), as amended, is further amended by renumbering title VII (as in effect prior to the enactment of this Act) as title VIII, and by renumbering sections 701 through 714 (as in effect prior to the enactment of this Act), and references thereto, as sections 801 through 814, respectively.

Approved July 30, 1956.

50 Stat. 1049; 62 Stat. 47.

Public Law 836

CHAPTER 780

AN ACT

To provide in certain additional cases for the granting of the status of regular substitute in the postal field service.

July 30, 1956
[S. 3592]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the appointment of each employee of the Post Office Department who—

Postal employees.
Career appointments.

(1) on the effective date of this Act and on the date of application prescribed in this section is on the rolls under an indefinite or temporary appointment in a position in the competitive civil service for which the salary is fixed by the Postal Field Service Compensation Act of 1955 (Public Law 68, Eighty-fourth Congress);

69 Stat. 88.
39 USC 951 note.

(2) during each of the three consecutive years ending on the date of his application, has been paid for not less than seven hundred hours of satisfactory work in a position or positions for which the salary is fixed by said Act; and

(3) meets such noncompetitive examination standards as the United States Civil Service Commission shall prescribe with respect to the position held at the time he makes application; shall, upon application by such employee made within one year after the effective date of this Act to the Postmaster General, or to such officials as he may designate, and upon recommendation by the Postmaster General or his designated representative, be converted to a career appointment subject to applicable law.

SEC. 2. Any person who would meet the conditions of section 1 except for absence in the Armed Forces of the United States on the effective date of this Act and is reemployed in the postal field service in accordance with United States Civil Service Commission regulations, shall, upon application made within one year of reemployment, have his former appointment converted in accordance with this Act.

Absence in Armed Forces.

SEC. 3. This Act shall not apply to positions of rural carrier and postmaster.

Nonapplicability.

SEC. 4. The United States Civil Service Commission is hereby authorized and directed to promulgate regulations to carry out the provisions of this Act.

Regulations.

SEC. 5. This Act shall take effect on the ninetieth day following the date of its enactment.

Effective date.

Approved July 30, 1956.

Public Law 837

CHAPTER 781

AN ACT

To authorize the Secretary of the Interior to charge for special services to purchasers of timber from Indian lands.

July 30, 1956
[S. 3926]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized to charge purchasers of timber on Indian

Timber on Indian lands.
Service charges.

lands that are held by the United States in trust, or that are subject to restrictions against alienation or encumbrance imposed by the United States, for special services requested by the purchasers in connection with scaling, timber marking, or other activities under the contract of purchase that are in addition to the services otherwise provided by the Secretary, and the proceeds derived therefrom shall be deposited to the credit of the appropriation from which the special services were or will be provided.

Approved July 30, 1956.

Public Law 838

CHAPTER 782

AN ACT

July 30, 1956
[H. R. 5256]

To provide for the redemption by the Post Office Department of certain unsold Federal migratory-bird hunting stamps, and to clarify the requirements with respect to the age of hunters who must possess Federal migratory-bird hunting stamps.

Migratory water-
fowl hunting stamp.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 of the Migratory Bird Hunting Stamp Act of March 16, 1934, as amended by section 1 of the Act of June 15, 1935 (49 Stat. 378; 16 U. S. C., 1952 edition, sec. 718a), is hereby amended by striking out the words "no person over sixteen years of age", and by inserting in lieu thereof the words "no person who has attained the age of sixteen years".

Expiration; re-
demption.

SEC. 2. The last two sentences of section 2 of said Act of March 16, 1934, as amended by section 2 of said Act of June 15, 1935 (49 Stat. 379; 16 U. S. C., 1952 edition, sec. 718b), are hereby amended so as to read as follows: "Each such stamp shall expire and be void after the thirtieth day of June next succeeding its issuance. The Postmaster General, pursuant to regulations to be prescribed by him, shall provide for the redemption, on or before the thirtieth day of June of each fiscal year, of blocks composed of two or more attached unused stamps issued for such year that were sold on consignment to retail dealers for resale to their customers and that have not been resold by such dealers. As used in this section, the term 'retail dealers' means persons regularly engaged in the business of retailing hunting or fishing equipment, and persons duly authorized to act as agents of a State or political subdivision thereof for the sale of State or county hunting or fishing licenses."

Collectors' sup-
ply.

SEC. 3. (a) Hereafter such quantity of migratory-bird hunting stamps, not sold at the end of the fiscal year for which issued, as determined by the Postmaster General to be (1) required to supply the market for sale to collectors, and (2) in suitable condition for such sale to collectors, shall be turned over to the Philatelic Agency and therein placed on sale. Any surplus stock of such migratory-bird hunting stamps may be destroyed in such manner as the Postmaster General shall direct.

Destruction of
surplus.

(b) The fourth sentence of section 2 of the Act of March 16, 1934, as amended (48 Stat. 451; 16 U. S. C., sec. 718b), is hereby further amended to read as follows: "Such stamps shall be usable as migratory-bird hunting stamps only during the fiscal year for which issued."

Repeal.

(c) The first and second provisos in the paragraph under the heading "Migratory Bird Conservation Fund" in the Act of June 28, 1941 (55 Stat. 356; 16 U. S. C., sec. 718i) are hereby repealed."

Approved July 30, 1956.

Public Law 839

CHAPTER 783

AN ACT

To authorize the commissioner of public lands to sell public lands located at Weliweli, Island of Kauai, to certain claimants.

July 30, 1956
[H. R. 7888]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any provision of section 73 of the Hawaiian Organic Act, or of the laws of Hawaii relating to public lands, to the contrary notwithstanding, the commissioner of public lands, with the approval of the Governor and two-thirds of the members of the board of public lands, in his discretion, may transfer and convey by quitclaim deeds to claimants who are citizens of the United States, or who have legally declared their intentions to become citizens of the United States and upon becoming such, and who claim under color of title any portion of the tract of land described as follows:

Hawaii.
Sale of public
lands.
31 Stat. 154.
48 USC 663note.

PORTION OF THE GOVERNMENT LAND OF WELIWELI AT WELIWELI, KONA,
KAUAI

Being portion of the Government land of Weliweli occupied and claimed by various persons as portions of grant 1408 to Kauaihewa and grant 1416 to Eke Opunui.

Beginning at a pipe in ahu at the northwest corner of this parcel of land and on the boundary between the lands of Koloa and Weliweli, said pipe in ahu marking the end of course 40 of land court application 956 and being the initial point of lot A of land court application 1188, the coordinates of said point of beginning referred to Government Survey Triangulation Station "LAAUKAHI" being 23,298.80 feet south and 2,361.40 feet east, and running by azimuths measured clockwise from true south:

1. 261 degrees 57 minutes 30 seconds 328.40 feet along land court application 1188 to a pipe;

2. 14 degrees 22 minutes no seconds 573.10 feet along grant 1408 to Kauaihewa to a pipe set in top of stonewall;

3. 117 degrees 30 minutes no seconds 46.10 feet along R. P. 3750, L. C. Aw. 3359, Apana 1 to Niihau to a pipe;

4. 348 degrees 30 minutes no seconds 102.90 feet along R. P. 3750, L. C. Aw. 3359, Apana 1 to Niihau to a pipe;

5. 14 degrees 22 minutes no seconds 86.36 feet along grant 1408 to Kauaihewa and grant 1416 to Eke Opunui;

6. 105 degrees 35 minutes no seconds 21.81 feet along land court application 1373;

7. 8 degrees 33 minutes no seconds 112.00 feet along land court application 1373 to seashore at high-water mark;

Thence along seashore at high-water mark for the next three courses, the direct azimuths and distances between points at seashore being:

8. 68 degrees 56 minutes 30 seconds 117.28 feet;

9. 74 degrees 53 minutes no seconds 54.75 feet;

10. 65 degrees 18 minutes no seconds 173.90 feet; thence

11. 193 degrees 27 minutes 932.00 feet along the boundary between the lands of Koloa and Weliweli to the point of beginning and containing a gross area of 260,235 square feet after deducting and excluding therefrom the following described parcel of land being the present Kuai and Poipu Roads and additional areas required for widening said roads to a width of 50 feet:

Beginning at the west corner of this parcel of land, on the new south side of Poipu Road and on the boundary between the lands of Koloa and Weliweli, the coordinates of said point of beginning

referred to as Government Triangulation Station "LAAUKAHI" being 23,902.35 feet south and 2,217.06 feet east, and running by azimuths measured clockwise from true south:

1. 193 degrees 27 minutes no seconds 50.03 feet along the boundary between the lands of Koloa and Weliweli;
2. 285 degrees 33 minutes no seconds 96.98 feet along the new north side of Poipu Road;
3. Thence on a curve to the left with a radius of 20.00 feet, the chord azimuth and distance being: 239 degrees 55 minutes 30 seconds 28.59 feet;
4. 194 degrees 18 minutes no seconds 565.43 feet along the new west side of Kuai Road;
5. Thence along the west side of Kuai Road, on a curve to the left with a radius of 829.00 feet, the chord azimuth and distance being: 192 degrees 58 minutes 04 seconds 38.55 feet;
6. 261 degrees 57 minutes 30 seconds 52.91 feet along land court application 1188;
7. Thence along the new east side of Kuai Road, on a curve to the right with a radius of 879.00 feet, the chord azimuth and distance being: 12 degrees 23 minutes 13 seconds 58.69 feet;
8. 14 degrees 18 minutes no seconds 567.39 feet along the new east side of Kuai Road;
9. Thence on a curve to the left with a radius of 20.00 feet, the chord azimuth and distance being: 329 degrees 55 minutes 30 seconds 27.97 feet;
10. 285 degrees 33 minutes no seconds 107.56 feet along the new north side of Poipu Road;
11. 14 degrees 22 minutes no seconds 39.81 feet along grant 1416 to Eke Opunui;
12. 105 degrees 33 minutes no seconds 21.81 feet along land court application 1373;
13. 8 degrees 33 minutes no seconds 10.28 feet along land court application 1373;
14. 105 degrees 33 minutes no seconds 272.98 feet along the new south side of Poipu Road to the point of beginning and containing an area of 46,410 square feet.

Reserving also to the Territory of Hawaii in perpetuity an easement fifteen feet wide for storm drain purposes upon and across that portion of the government land of Weliweli occupied by the B. D. Baldwin Trust Estate, running from the new south side of Poipu Road to the sea, described as follows:

Being a strip of land 15.00 feet wide, extending for 7.50 feet on each side of the centerline described as follows:

Beginning at the north end of this right-of-way on the new south side of Poipu Road, at a point which is 105 degrees, 33 minutes, no seconds, 131.49 feet from the end of course 13 of the road exclusion as described above, the coordinates of said point of beginning referred to Government Survey Triangulation Station "LAAUKAHI" being 23,940.28 feet south and 2,353.37 feet east, and running by azimuths measured clockwise from true south:

1359 degrees 19 minutes no seconds 178.00 feet to seashore at high-water mark.

SEC. 2. The lot claimed shall be conveyed for a fair and reasonable price, which price shall be determined by a disinterested appraiser or appraisers, but not more than three to be appointed by the Governor, and all improvements thereon shall be valued at \$1.

SEC. 3. The commissioner may, prior to executing such quitclaim deeds, require that claimants quitclaim to the Territory any claim they may have in and to the roadways hereinabove described, and the easement hereinabove referred to. Quitclaims to Territory.

SEC. 4. This Act shall take effect on and after the date of its approval. Effective date.
Approved July 30, 1956.

Public Law 840

CHAPTER 784

AN ACT

To amend the Bankruptcy Act with respect to the priority of debts owed by a bankrupt to workmen, servants, clerks, and certain salesmen.

July 30, 1956
[H. R. 256]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That clause (2) of subsection (a) of section 64 of the Bankruptcy Act (11 U. S. C., sec. 104 (a)) is amended to read as follows: "(2) wages and commissions, not to exceed \$600 to each claimant, which have been earned within three months before the date of the commencement of the proceeding, due to workmen, servants, clerks, or traveling or city salesmen on salary or commission basis, whole or part time, whether or not selling exclusively for the bankrupt; and for the purposes of this clause, the term 'traveling or city salesman' shall include all such salesmen, whether or not they are independent contractors selling the products or services of the bankrupt on a commission basis, with or without a drawing account or formal contract;".

Bankruptcy.
Priority of debts.
52 Stat. 874.

SEC. 2. The amendment made by the first section of this Act shall apply only with respect to proceedings commenced on or after the date of the enactment of this Act.

Approved July 30, 1956.

Public Law 841

CHAPTER 785

AN ACT

Relating to the use of storage space in the Buford Reservoir for the purpose of providing Gwinnett County, Georgia, a regulated water supply.

July 30, 1956
[H. R. 8265]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Army is hereby authorized to contract with Gwinnett County, Georgia, upon such terms and for such period not to exceed fifty years as he may deem reasonable for the use of storage space in the Buford Reservoir for the purpose of providing said county a regulated water supply in an amount not to exceed eleven thousand two hundred acre-feet of water annually, and is authorized to grant to Gwinnett County, at no cost, easement over Government lands at Buford Reservoir for the sole purpose of constructing, repairing, and maintaining necessary pipelines and pumping station to remove such water from said reservoir, and the project for Buford Dam authorized by the Act, entitled "An Act authorizing the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes," being Public Law 525, Seventy-ninth Congress, second session, approved July 24, 1946, is hereby modified accordingly: *Provided*, That all moneys received shall be deposited in the Treasury of the United States as miscellaneous receipts: *Provided further*, That nothing herein contained shall affect water rights under State law.

Gwinnett County,
Ga.
Storage in Buford
Reservoir.

50 Stat. 634.

Approved July 30, 1956.

Public Law 842

CHAPTER 786

AN ACT

July 30, 1956
[H. R. 5337]

To amend the provisions of the Perishable Agricultural Commodities Act, 1930, relating to practices in the marketing of perishable agricultural commodities.

Perishable agri-
cultural commodi-
ties.
46 Stat. 533.

Unfair conduct.

License.
64 Stat. 217.

Fees.
64 Stat. 218.

50 Stat. 726.

Investigation.

Hearing.

50 Stat. 726.
7 USC 499d.

Refusal of li-
cense.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 (5) of the Perishable Agricultural Commodities Act, 1930 (7 U. S. C., sec. 499b (5)), is amended to read as follows:

“(5) For any commission merchant, dealer, or broker to misrepresent by word, act, mark, stencil, label, statement, or deed, the character, kind, grade, quality, quantity, size, pack, weight, condition, degree of maturity, or State, country, or region of origin of any perishable agricultural commodity received, shipped, sold, or offered to be sold in interstate or foreign commerce;”

SEC. 2. (a) Section 3 (b) of such Act (7 U. S. C., sec. 499c (b)) is amended by striking out in the third sentence the words “of \$15” and inserting “not to exceed \$25”.

(b) The last proviso of section 4 (a) of such Act (7 U. S. C., sec. 499d (a)) is amended by striking out “a fee of \$20” and inserting “the fee provided in section 3 (b), plus \$5”.

SEC. 3. Section 4 (d) of such Act (7 U. S. C., sec. 499d (d)) is amended to read as follows:

“(d) The Secretary may withhold the issuance of a license to an applicant, for a period not to exceed thirty days pending an investigation, for the purpose of determining (a) whether the applicant is unfit to engage in the business of a commission merchant, dealer, or broker because the applicant, or in case the applicant is a partnership, any general partner, or in case the applicant is a corporation, any officer or holder of more than 10 per centum of the stock, prior to the date of the filing of the application engaged in any practice of the character prohibited by this Act or was convicted of a felony in any State or Federal court, or (b) whether the application contains any materially false or misleading statement or involves any misrepresentation, concealment, or withholding of facts respecting any violation of the Act by any officer, agent, or employee of the applicant. If after investigation the Secretary believes that the applicant should be refused a license, the applicant shall be given an opportunity for hearing within sixty days from the date of the application to show cause why the license should not be refused. If after the hearing the Secretary finds that the applicant is unfit to engage in the business of a commission merchant, dealer, or broker because the applicant, or in case the applicant is a partnership, any general partner, or in case the applicant is a corporation, any officer or holder of more than 10 per centum of the stock, prior to the date of the filing of the application engaged in any practice of the character prohibited by this Act or was convicted of a felony in any State or Federal court, or because the application contains a materially false or misleading statement made by the applicant or by its representative on its behalf, or involves a misrepresentation, concealment, or withholding of facts respecting any violation of the Act by any officer, agent, or employee, the Secretary may refuse to issue a license to the applicant.”

SEC. 4. Section 4 of such Act is further amended by adding at the end thereof the following subsection:

“(e) The Secretary may refuse to issue a license to an applicant if he finds that the applicant, or in case the applicant is a partnership, any general partner, or in case the applicant is a corporation, any officer or holder of more than 10 per centum of the stock, has, within

three years prior to the date of the application, been adjudicated or discharged as a bankrupt, or was a general partner of a partnership or officer or holder of more than 10 per centum of the stock of a corporation adjudicated or discharged as a bankrupt, unless the applicant furnishes a bond of such nature and amount as may be determined by the Secretary or other assurance satisfactory to the Secretary that the business of the applicant will be conducted in accordance with this Act."

SEC. 5. Section 8 (b) of such Act (7 U. S. C., sec. 499h (b)) is amended to read as follows:

50 Stat. 730.

"(b) The Secretary may, after thirty days' notice and an opportunity for a hearing, suspend or revoke the license of any commission merchant, dealer, or broker who, after the date given in such notice, continues to employ in any responsible position any individual whose license has been revoked or is under suspension or who was responsibly connected with any firm, partnership, association, or corporation whose license has been revoked or is under suspension. Employment of an individual whose license has been revoked or is under suspension for failure to pay a reparation award or who was responsibly connected with any firm, partnership, association, or corporation whose license has been revoked or is under suspension for failure to pay a reparation award after one year following the revocation or suspension of any such license may be permitted by the Secretary upon the filing by the employing licensee of a bond, of such nature and amount as may be determined by the Secretary, or other assurance satisfactory to the Secretary that its business will be conducted in accordance with the provisions of this Act;".

Suspension of license.

SEC. 6. Section 13 (a) of such Act (7 U. S. C., sec. 499m (a)) is amended to read as follows:

46 Stat. 536.

"(a) The Secretary or his duly authorized agents shall have the right to inspect such accounts, records, and memoranda of any commission merchant, dealer, or broker as may be material (1) in the investigation of complaints under this Act, or (2) to the determination of ownership, control, packer, or State, country, or region of origin in connection with commodity inspections, or (3) to ascertain whether section 9 of this Act is being complied with, and if any such commission merchant, dealer, or broker refuses to permit such inspection, the Secretary may publish the facts and circumstances and/or, by order, suspend the license of the offender until permission to make such inspection is given. The Secretary or his duly authorized agents shall have the right to inspect any lot of any perishable agricultural commodity covered by this Act, and if any commission merchant, dealer, or broker having ownership of or control over such lot fails or refuses to authorize or allow such inspection, the Secretary may, after thirty days' notice and an opportunity for a hearing, publish the facts and circumstances and/or, by order, suspend the license of the offender for a period not to exceed ninety days."

Inspection of accounts, etc.

Approved July 30, 1956.

Public Law 843

CHAPTER 787

AN ACT

Relating to the use of storage space in the Hulah Reservoir to provide water for the city of Bartlesville, Oklahoma.

July 30, 1956
[H. R. 8940]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) the Secretary of the Army is hereby authorized to contract with the city of Bartlesville, Oklahoma, upon such terms and for such period, not to

Bartlesville,
Okla.
Water from Hulah
Reservoir.

exceed fifty years, as he may deem reasonable, for the use of not to exceed fifteen thousand four hundred acre-feet of storage space in the Hulah Reservoir, for the purpose of providing such city a regulated water supply.

49 Stat. 1577.

(b) The project for the Hulah Reservoir on the Caney River, authorized by the Act entitled "An Act authorizing the construction of certain public works on rivers and harbors for flood control, and for other purposes", approved June 22, 1936, is hereby modified in accordance with the provisions of this Act.

(c) All moneys received by the Chief of Engineers pursuant to this Act shall be deposited in the Treasury of the United States as miscellaneous receipts.

(d) Nothing in this Act shall affect water rights under State law.

Approved July 30, 1956.

Public Law 844

CHAPTER 788

July 30, 1956
[H. R. 7891]

AN ACT

To authorize and direct the exchanges and sales of public lands within or adjacent to the district of Puna, county of Hawaii, Territory of Hawaii, for the relief of persons whose lands were destroyed by volcanic activity.

Hawaii.
Exchange of
lands.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Commissioner of Public Lands of the Territory of Hawaii is authorized and directed to exchange public lands within or adjacent to the district of Puna, county of Hawaii, Territory of Hawaii, for lands within the county of Hawaii destroyed by volcanic activity occurring during March and April 1955. The Territory may not convey lands exceeding forty acres in area or \$5,000 in value. For the purposes of the exchange the destroyed lands are to be appraised at the market value just prior to the time of destruction, but the value of improvements such as crops and buildings shall be excluded therefrom.

Sale of lands.

SEC. 2. After the limits of exchange have been exhausted the Commissioner is authorized to sell to those who have been unable to replace all the lands destroyed public lands within or adjacent to the district of Puna, county of Hawaii, Territory of Hawaii, not exceeding eighty acres in area, or the area of destroyed land, whichever is less, deducting therefrom the area conveyed by the Territory by exchange as provided in section 1. Such a sale shall be made without public auction, drawing or lot or the approval of the board of public lands.

SEC. 3. If the lessor of any destroyed lands should fail to exchange or purchase lands to replace his destroyed lands, his lessee may purchase under the provisions of this Act public lands not exceeding eighty acres in area or the area of destroyed land leased by him, whichever is less.

Applications.

SEC. 4. In order to come within the provisions of this Act, persons must file applications showing the area and approximate value of lands, owned or leased by them, which were destroyed by volcanic activity, within two years of the date of approval of this Act.

SEC. 5. Except as changed herein, all applicable provisions of the Organic Act of Hawaii remain in force.

Effective date.

SEC. 6. This Act shall take effect on and after the date of its approval.

Approved July 30, 1956.

Public Law 845

CHAPTER 789

AN ACT

To authorize female Reserve officers of the Army or Air Force appointed as nurses or women medical specialists to be members of the Army National Guard of the United States or Air National Guard of the United States, as appropriate.

July 30, 1956
[H. R. 7290]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 57 of the Act of June 3, 1916, as amended (32 U. S. C. 1), is further amended by inserting after the words "forty-five years of age," the words "and of female citizens of the United States who are appointed as commissioned officers of the National Guard under section 58 of this Act."

Army and Air
Force nurses, etc.
National Guard
membership.
39 Stat. 197.
Infra.

SEC. 2. Section 58 of the Act of June 3, 1916, as amended (32 U. S. C. 4), is further amended as follows:

48 Stat. 155.

(a) Insert the word "male" immediately before the word "citizens" where it appears in that section; and

(b) Delete the colon preceding the proviso at the end of the section, substitute a comma in lieu thereof and insert the words "and female commissioned officers appointed to serve as nurses and medical specialists who are citizens of the United States, at least twenty-one years of age, are graduates of hospitals or university training schools and registered nurses if appointed to serve as nurses, and have the physical and other qualifications prescribed by the Secretary of the Army."

SEC. 3. The amendments made by section 1 and section 2 of this Act apply to the Air National Guard of the several States, Territories, and the District of Columbia, and the authority granted therein to the Secretary of the Army with respect to the National Guard is granted to the Secretary of the Air Force with respect to the Air National Guard.

Air National
Guard.

SEC. 4. The Armed Forces Reserve Act of 1952 is amended as follows:

(a) The first sentence of subsection 217 (b) (66 Stat. 486; 50 U. S. C. 941 (b)) is amended to read as follows: "Subject to section 222 (a) of this Act and if otherwise qualified, women may be appointed as Reserve officers of the Army or Air Force for service as nurses or medical specialists in the National Guard of the United States or Air National Guard of the United States, as appropriate. Women may be appointed or enlisted as Reserves in the Armed Forces of the United States for service in the Army Reserve, the Naval Reserve, the Marine Corps Reserve, and the Air Force Reserve. Women are appointed or enlisted in the grades, ranks, and rating authorized for women in the Regular component of the appropriate Armed Force of the United States."

66 Stat. 487.
50 USC 946.

(b) A new section 715 is added as follows:

"SEC. 715. Except as otherwise specifically provided, laws applicable to male officers and former officers of the National Guard of the United States or the Air National Guard of the United States, and to their dependents and beneficiaries apply in like cases to female Reserve officers and female former Reserve officers of the National Guard of the United States or the Air National Guard of the United States, respectively, and to their dependents and beneficiaries. The husband of a female member of the National Guard of the United States or the Air National Guard of the United States may not be considered a dependent unless he is in fact dependent on his wife for over half of his support, and the child of such a member may not be considered a dependent unless he is in fact dependent on his mother for over half of his support."

Applicability to
female officers.

Dependents.

Approved July 30, 1956.

Public Law 846

CHAPTER 790

AN ACT

July 30, 1956
[H. R. 1774]

To abolish the Verendrye National Monument, and to provide for its continued public use by the State of North Dakota for a State historic site, and for other purposes.

Verendrye National Monument,
N. Dak.
Abolishment.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Verendrye National Monument, North Dakota, is hereby abolished, and the Secretary of the Interior is authorized to convey the lands contained therein, together with any improvements thereon, subject to the reservation to the United States of the right to flood such lands in connection with the operation and maintenance of the Garrison Dam and Reservoir project, to the State of North Dakota for public recreation use and as a State historic site.

Deed provisions.

SEC. 2. The Secretary is authorized to execute, on behalf of the United States, the necessary deed or other instrument to effect the purposes of this Act. Such deed or instrument shall contain the express provision that the grantee shall use the lands conveyed exclusively for public recreation and State historic site purposes and may contain such other provisions as the Secretary and the grantee shall agree upon.

Reversionary condition.

SEC. 3. The conveyance authorized herein shall be made upon the further express condition that the title and right to possession to any land so conveyed, together with any improvements thereon, shall revert to the United States upon a finding by the Secretary, after notice to such grantee and after an opportunity for a hearing, that the grantee has not complied with the provisions of the conveyance during a period of more than three years, which finding shall be final and conclusive and such lands and improvements, upon reversion to the United States, shall be returned to the administrative jurisdiction of the Department of the Interior for appropriate administration or disposition as determined by the Secretary: *Provided*, That this condition shall cease to be in effect as to any lands conveyed hereunder twenty-five years after the conveyance of such lands.

Approved July 30, 1956.

Public Law 847

CHAPTER 791

AN ACT

July 30, 1956
[H. R. 4127]

To exempt courses leading to standard college degrees offered by nonprofit educational institutions of higher learning from the provisions of section 227 of the Veterans' Readjustment Assistance Act of 1952 prohibiting the enrollment of eligible veterans under that Act when such courses have been in operation for less than two years.

Veterans.
Educational assistance.
65 Stat. 667.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 227 (b) of the Veterans' Readjustment Assistance Act of 1952 (38 U. S. C. 932) is hereby amended by deleting the word "or" following the semicolon at the end of clause (2), changing the period at the end of clause (3) to "; or", and adding a new clause (4) to read as follows:

"(4) any course which is offered by a nonprofit educational institution of college level and which is recognized for credit toward a standard college degree."

Approved July 30, 1956.

Public Law 848

CHAPTER 792

AN ACT

To amend title VII of the Merchant Marine Act, 1936, to authorize the construction of a nuclear-powered merchant ship for operation in foreign commerce of the United States, and for other purposes.

July 30, 1956
[H. R. 6243]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That title VII of the Merchant Marine Act, 1936, as amended (46 U. S. C., secs. 1191-1204), is amended by adding at the end thereof the following new section:

Nuclear-powered
ship,
Ante, p. 531.
Appropriation.

"SEC. 716. There is hereby authorized to be appropriated to the Department of Commerce, Maritime Administration, and the Atomic Energy Commission, such sums as may be necessary, to remain available until expended, for the construction, outfitting, and preparation for operation, including training of qualified personnel, of a nuclear-powered merchant ship capable of providing shipping services on routes essential for maintaining the flow of the foreign commerce of the United States. The Maritime Administration, and the Atomic Energy Commission, in carrying on activities and functions under this paragraph, may collaborate with and employ persons, firms, and corporations on a contract or fee basis for the performance of special services deemed necessary by such agencies in carrying on such activities and functions. The Administration may, for the same purposes, with the approval of the Secretary of Commerce and where appropriate the Atomic Energy Commission, avail itself of the use of licenses, information, services, facilities, offices, and employees of any executive department, independent establishment, or other agency of the Government, including any field service thereof."

Approved July 30, 1956.

Public Law 849

CHAPTER 793

AN ACT

To authorize the Secretary of the Interior to negotiate and execute a contract with the Riverside Irrigation District, Limited, of Idaho, relating to the rehabilitation of the district's works, and other matters.

July 30, 1956
[H. R. 9918]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized to negotiate and execute on behalf of the United States a contract with the Riverside Irrigation District, Limited, of Idaho, providing (1) for the expenditure, as under the Act of October 7, 1949 (63 Stat. 724), of not more than \$30,000 for rehabilitation and betterment work in connection with the removal of slides from said Riverside Canal or for the relocation and repair of said canal to reduce the hazard from slides, (2) for the repayment of the amount so expended in accordance with the provisions of the Act aforesaid, and (3) for the return to the United States of the unpaid portion of the obligation undertaken by the district in its contract with the United States dated March 1, 1926. The Secretary is further authorized to relieve the district, from payment of penalties that have accrued under the contract of March 1, 1926, aforesaid. The obligation of the United States with respect to expenditures under (1) above shall be contingent upon the appropriation of funds to carry out the Act of October 7, 1949, aforesaid, and the allotment therefrom of amounts adequate to carry out this Act.

Riverside Irriga-
tion District, Ltd.,
of Idaho.

43 USC 504 and
note.

Approved July 30, 1956.

Public Law 850

CHAPTER 794

JOINT RESOLUTION

July 30, 1956
[H. J. Res. 317]

Designating the week of November 16 to 22, 1956, as National Farm-City Week.

National Farm-
City Week.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the week of November 16 to 22, 1956, be designated as National Farm-City Week, in recognition of the contribution American farm families have made to our civilization and in order to promote better public understanding of the needs, problems, and opportunities of our country's agriculture and farm people, and to honor men and women who have contributed to agricultural achievements and progress.

Proclamation.

To this end the President is authorized and requested to issue a proclamation calling upon the Department of Agriculture, the land-grant colleges, the Agricultural Extension Service and all other appropriate agencies and officials of the Government, to cooperate with National, State, and local farm organizations and other groups in the several States and counties in preparing and carrying out programs for the appropriate observation of National Farm-City Week, including plans for public meetings, discussions, exhibits, pageants, and press, radio, and television features with a special emphasis on notable achievements by rural groups and individuals, local, State, and National, and on the all-around enrichment of American country living through adequate cultural, spiritual, educational, recreational, and health facilities for both rural youth and rural adults.

Approved July 30, 1956.

Public Law 851

CHAPTER 795

JOINT RESOLUTION

July 30, 1956
[H. J. Res. 396]

To establish a national motto of the United States.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the national motto of the United States is hereby declared to be "In God we trust."

Approved July 30, 1956.

Public Law 852

CHAPTER 802

AN ACT

July 31, 1956
[S. 3768]

To amend section 158 of the Revised Statutes of the United States, as amended, so as to include the Department of Health, Education, and Welfare among the executive departments there listed, and for other purposes.

Department of
Health, Education,
and Welfare.
Applicability of
certain laws.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) section 158 of the Revised Statutes of the United States, as amended (5 U. S. C. 1), is amended to read as follows:

"Sec. 158. The provisions of this title shall apply to the following executive departments:

"First. The Department of State.

"Second. The Department of Defense.

"Third. The Department of the Treasury.

"Fourth. The Department of Justice.

"Fifth. The Post Office Department.

"Sixth. The Department of the Interior.

"Seventh. The Department of Agriculture.

"Eighth. The Department of Commerce.

"Ninth. The Department of Labor.

"Tenth. The Department of Health, Education, and Welfare."

(b) The amendment made by subsection (a) of this section shall not be construed to make applicable to the Department of Health, Education, and Welfare any provision of law inconsistent with Reorganization Plan No. 1 of 1953 or Public Law 13, 83d Congress, or to supersede or limit any function or authority of the Department of Health, Education, and Welfare, or any officer thereof, under any law in effect prior to the enactment of this Act, or prevent or limit the expenditure of funds for any such function or authority.

67 Stat. 631, 18.
5 USC 1332-15
note.

SEC. 2. (a) There shall be in the Department of Health, Education, and Welfare, a General Counsel who shall be appointed by the President, by and with the advice and consent of the Senate, and shall receive compensation at the rate now or hereafter provided by law for assistant secretaries of executive departments. The General Counsel shall be the chief legal officer of the Department and shall perform such functions as the Secretary of Health, Education, and Welfare may prescribe.

General Counsel.

(b) The General Counsel shall act as Secretary during the absence or disability, or in the event of a vacancy in the office, of the Secretary of Health, Education, and Welfare and of the Under Secretary and the Assistant Secretaries of Health, Education, and Welfare.

Approved July 31, 1956, 5:00 p.m.

Public Law 853

CHAPTER 803

AN ACT

Making appropriations for Mutual Security for the fiscal year ending June 30, 1957, and for other purposes.

July 31, 1956
[H. R. 12130]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the fiscal year ending June 30, 1957, namely:

Mutual Security
Appropriation Act,
1957.

MUTUAL SECURITY

For expenses necessary to enable the President to carry out the provisions of the Mutual Security Act of 1954, as amended, as follows:

Military assistance: For assistance authorized by section 103 (a) (3), including not to exceed \$23,000,000 for administrative expenses to carry out the purposes of title I, chapter 1, and section 124, \$2,017,500,000 of which \$67,500,000 shall be available for infrastructure as authorized by section 104 (a); and in addition not to exceed \$195,500,000 of unobligated and unreserved funds heretofore appropriated under authority of section 103 (a), section 104 and section 124 of the Mutual Security Act of 1954, as amended, are continued available until June 30, 1957, for the purposes of sections 103 (a) (3) and 104: *Provided*, That none of the funds made available for military assistance under this Act shall be used to furnish military equipment to Yugoslavia except for maintenance of equipment heretofore furnished or to provide spare parts for replacement purposes;

Ante, p. 555.

69 Stat. 284.
22 USC 1834.

22 USC 1814.

Restriction.

Ante, p. 556.

Defense support: For assistance authorized by section 131 (c), for Europe (excluding Greece and Turkey), \$68,700,000: *Provided*, That at least \$50,000,000 on a grant basis shall be available for Spain, exclusive of inter-regional expenses: *Provided further*, That not less than \$18,500,000 of the amount available for Spain shall be used for agricultural commodities; for the Near East (including Greece and Turkey) and Africa, \$167,500,000; for Asia, \$873,500,000; and for

Latin America, \$52,000,000, of which not less than \$15,000,000 shall be used for assistance to Guatemala;

Ante, p. 556.

Development assistance: For assistance authorized by section 201, \$250,000,000;

Ante, p. 557.

Technical cooperation, general authorization: For assistance authorized by section 304 (b), \$135,000,000;

Ante, p. 557.

United Nations expanded program of technical assistance: For contributions authorized by section 306 (a), which shall constitute the total United States contribution through December 31, 1957, \$15,500,000: *Provided*, That the United States contribution to the 1958 calendar year program shall not exceed 33.33 per centum of the United Nations program;

Ante, p. 557.

Technical cooperation programs of the Organization of American States: For contributions authorized by section 306 (b), \$1,500,000;

Special Presidential Fund: For assistance authorized by section 401 (b), \$100,000,000;

Ante, p. 558.

Special assistance in joint control areas in Europe: For assistance authorized by section 403 (b), \$12,200,000;

22 USC 1925.
Restriction.

Intergovernmental Committee for European Migration: For contributions authorized by section 405 (a), \$12,500,000: *Provided*, That no funds appropriated in this Act shall be used to assist directly in the migration to any nation in the Western Hemisphere of any person not having a security clearance based on reasonable standards to insure against Communist infiltration in the Western Hemisphere:

Ante, p. 558.

United Nations Refugee Fund: For contributions authorized by section 405 (c), which shall constitute the total United States contribution through June 30, 1957, \$1,900,000;

Ante, p. 558.

Escapee program: For assistance authorized by section 405 (d), \$6,000,000;

Ante, p. 558.

United Nations Children's Fund: For contributions authorized by section 406 (b), which shall constitute the total United States contribution through December 31, 1957, \$10,000,000;

22 USC 1927.

United Nations Relief and Works Agency: For contributions authorized by section 407 (b), \$45,300,000 of unobligated balances of funds appropriated under this head in the Mutual Security Appropriation Act, 1956, are continued available through June 30, 1957, for the purposes authorized by section 407;

69 Stat. 436.

Ante, p. 558.

Ocean freight charges, United States voluntary relief agencies. For payments authorized by section 409 (c), \$2,500,000;

Ante, p. 558.

Control Act expenses: For carrying out the purposes of the Mutual Defense Assistance Control Act of 1951, as authorized by section 410, \$1,175,000;

Ante, p. 558.

Administrative expenses: For expenses authorized by section 411 (b), \$33,595,000;

Ante, p. 565.

Foreign research reactor projects: For expenses necessary to enable the President to carry out foreign research reactor projects authorized by section 12 of the Mutual Security Act of 1956, \$5,500,000;

68 Stat. 830.
31 USC 200.

Funds appropriated under each paragraph of this Act (other than appropriations under the head of military assistance), including specified amounts of unobligated balances, and amounts certified pursuant to section 1311 of the Supplemental Appropriation Act, 1955, as having been obligated against appropriations heretofore made for the same general purpose as such paragraph, which amounts are hereby continued available during the fiscal year 1957, may be consolidated in one account for each paragraph.

GENERAL PROVISIONS

Engineering
fees.

SEC. 102. Payments made from funds appropriated herein for engineering fees and services to any individual engineering firm on any

one project in excess of \$25,000 shall be reported to the Committees on Appropriations of the Senate and House of Representatives at least twice annually.

Reports to Congressional committees.

SEC. 103. Pursuant to section 1415 of the Supplemental Appropriation Act, 1953, and in addition to other amounts made available pursuant to said section, not to exceed the equivalent of \$2,000,000 of foreign currencies or credits owed to or owned by the United States shall remain available until expended, without reimbursement to the Treasury, for liquidation of obligations incurred against such currencies or credits prior to July 1, 1953, pursuant to authority contained in the Mutual Security Act of 1951, as amended, and Acts for which funds were authorized by that Act and, hereafter, foreign currencies generated under the provisions of this Act shall be utilized only for the purposes for which the funds providing the commodities which generated the currency were appropriated.

Foreign currency.
66 Stat. 662.
31 USC 724.

SEC. 104. None of the funds provided by this Act nor any of the counterpart funds generated as a result of assistance under this or any other Act shall be used to make payments on account of the principal or interest on any debt of any foreign government or on any loan made to such government by any other foreign government; nor shall any of these funds be expended for any purpose for which funds have been withdrawn by any recipient country to make payment on such debts: *Provided, however*, That to the extent that funds have been borrowed by any foreign government in order to make a deposit of counterpart and such deposit is in excess of the amount that would be required to be deposited pursuant to the formula prescribed by section 142 (b) of the Mutual Security Act of 1954, as amended, such counterpart may be used in such country for any agreed purpose consistent with the provisions of such Act.

65 Stat. 373.
22 USC 1651
note.

Foreign government debts.

SEC. 105. Except for the appropriation entitled "Special Presidential Fund", not more than 20 per centum of any appropriation item made available by this Act shall be obligated and/or reserved during the last two months of the fiscal year.

69 Stat. 285.
22 USC 1852.

Restriction.

SEC. 106. Section 108 of the Mutual Security Appropriation Act, 1956 (Public Law 208, 84th Congress), is hereby amended by substituting "during the two succeeding fiscal years" for "until June 30, 1958" in the third sentence thereof, and by substituting "under the authority of the Mutual Security Act of 1954, as amended" for "in this Act" in the fifth proviso thereof.

69 Stat. 438.

SEC. 107. None of the funds contained in this Act shall be used to carry out the purposes of section 13 of the Mutual Security Act of 1956.

Ante, p. 566.

SEC. 108. The Congress hereby reiterates its opposition to the seating in the United Nations of the Communist China regime as the representative of China, and it is hereby declared to be the continuing sense of the Congress that the Communist regime in China has not demonstrated its willingness to fulfill the obligations contained in the Charter of the United Nations and should not be recognized to represent China in the United Nations. In the event of the seating of representatives of the Chinese Communist regime in the Security Council or General Assembly of the United Nations, the President is requested to inform the Congress insofar as is compatible with the requirements of national security, of the implications of this action upon the foreign policy of the United States and our foreign relationships, including that created by membership in the United Nations, together with any recommendations which he may have with respect to the matter.

Seating of Communist China in U. N., opposition.

SEC. 109. This Act may be cited as the "Mutual Security Appropriation Act, 1957".

Presidential report to Congress.

Short title.

Approved July 31, 1956.

Public Law 854

CHAPTER 804

AN ACT

July 31, 1956
[H. R. 7619]

To adjust the rates of compensation of the heads of the executive departments and of certain other officials of the Federal Government, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Federal Execu-
tive Pay Act of
1956.

TITLE I—BASIC COMPENSATION FOR HEADS OF EXECUTIVE DEPARTMENTS AND OTHER FEDERAL OFFICIALS

SEC. 101. This title may be cited as "Federal Executive Pay Act of 1956".

Annual rates of
basic compensa-
tion.

SEC. 102. The annual rate of basic compensation of each of the offices or positions listed in this section shall be \$25,000.

- (1) Secretary of State.
- (2) Secretary of the Treasury.
- (3) Secretary of Defense.
- (4) Attorney General.
- (5) Postmaster General.
- (6) Secretary of the Interior.
- (7) Secretary of Agriculture.
- (8) Secretary of Commerce.
- (9) Secretary of Labor.
- (10) Secretary of Health, Education, and Welfare.

SEC. 103. (a) The annual rate of basic compensation of each of the offices or positions listed in this subsection shall be \$22,500.

- (1) Director of the Bureau of the Budget.
- (2) Comptroller General of the United States.
- (3) Director, Office of Defense Mobilization.
- (4) Under Secretary of State.
- (5) Deputy Secretary of Defense.

(b) The annual rate of basic compensation of each of the offices or positions listed in this subsection shall be \$22,000.

- (1) Secretary of the Army.
- (2) Secretary of the Navy.
- (3) Secretary of the Air Force.

SEC. 104. (a) The annual rate of basic compensation of each of the offices or positions listed in this section shall be \$21,000.

- (1) Commissioner of Internal Revenue.
- (2) Director of Central Intelligence.
- (3) Director of the Federal Bureau of Investigation.
- (4) Administrator of the Federal Civil Defense Administration.
- (5) Administrator of General Services.
- (6) Administrator of the Housing and Home Finance Agency.
- (7) Administrator of Veterans' Affairs.
- (8) Director of the International Cooperation Administration.
- (9) Director of the United States Information Agency.
- (10) Governor of the Farm Credit Administration.
- (11) President of the Export-Import Bank of Washington.
- (12) Under Secretary of the Treasury.
- (13) Under Secretary of the Treasury for Monetary Affairs.
- (14) Deputy Postmaster General.
- (15) Under Secretary of the Interior.
- (16) Under Secretary of Agriculture.
- (17) Under Secretary of Commerce.
- (18) Under Secretary of Commerce for Transportation.

(19) Under Secretary of Labor.

(20) Under Secretary of Health, Education, and Welfare.

(b) Notwithstanding the provisions of subsection (a), the annual rate of basic compensation of the Director of the Federal Bureau of Investigation shall be \$22,000 so long as such office is held by the present incumbent.

Director of FBI.

SEC. 105. The annual rate of basic compensation of each of the offices or positions listed in this section shall be \$20,500.

(1) Chairman, Civil Aeronautics Board.

(2) Chairman of the United States Civil Service Commission.

(3) Chairman of the Council of Economic Advisers.

(4) Chairman, Federal Communications Commission.

(5) Chairman, Board of Directors, Federal Deposit Insurance Corporation.

(6) Chairman of the Federal Maritime Board.

(7) Chairman, Federal Power Commission.

(8) Chairman, Board of Governors of the Federal Reserve System.

(9) Chairman, Federal Trade Commission.

(10) Chairman, Foreign Claims Settlement Commission of the United States.

(11) Chairman of the Federal Home Loan Bank Board.

(12) Chairman, Interstate Commerce Commission.

(13) Chairman, National Labor Relations Board.

(14) Chairman, National Mediation Board.

(15) Chairman, Railroad Retirement Board.

(16) Chairman of the Renegotiation Board.

(17) Chairman, Securities and Exchange Commission.

(18) Chairman, Subversive Activities Control Board.

(19) Chairman, Board of Directors of the Tennessee Valley Authority.

(20) Chairman, United States Tariff Commission.

(21) Comptroller of the Currency.

(22) Assistant Comptroller General of the United States.

(23) Deputy Administrator of the Federal Civil Defense Administration.

(24) Deputy Administrator of Veterans' Affairs.

(25) Deputy Director of the Bureau of the Budget.

(26) Deputy Director of Central Intelligence.

(27) Deputy Director of the Office of Defense Mobilization.

(28) Deputy Director of the United States Information Agency.

(29) Deputy Under Secretary of the Department of State (3).

(30) Director of the Federal Mediation and Conciliation Service.

(31) First Vice President of the Export-Import Bank of Washington.

SEC. 106. (a) The annual rate of basic compensation of each of the offices or positions listed in this subsection shall be \$20,000.

(1) Administrator, Bureau of Security and Consular Affairs, Department of State.

(2) Administrator of Civil Aeronautics.

(3) Administrator, Commodity Stabilization Service.

(4) Administrator of the Rural Electrification Administration.

(5) Administrator of the Small Business Administration.

(6) Administrator of the Saint Lawrence Seaway Development Corporation.

(7) Administrator, Wage and Hour and Public Contracts Divisions, Department of Labor.

(8) Archivist of the United States.

(9) Assistant Directors of the Bureau of the Budget (2).

(10) Assistant Postmasters General (5).

- (11) Assistant Secretaries of Agriculture (3).
- (12) Assistant Secretaries of Commerce (3).
- (13) Assistant Secretaries of Defense (9).
- (14) Assistant Secretaries of Health, Education, and Welfare (2).
- (15) Assistant Secretaries of the Interior (3).
- (16) Assistant Secretaries of Labor (3).
- (17) Assistant Secretaries of State (10).
- (18) Assistant Secretaries of the Treasury (3).
- (19) Assistant Secretaries of the Air Force (4).
- (20) Assistant Secretaries of the Army (4).
- (21) Assistant Secretaries of the Navy (4).
- (22) Associate Director of the Federal Bureau of Investigation.
- (23) Chairman of the Military Liaison Committee to the Atomic Energy Commission, Department of Defense.
- (24) Commissioner, Community Facilities, Housing and Home Finance Agency.
- (25) Commissioner, Federal Housing Administration.
- (26) Commissioner, Public Housing Administration.
- (27) Commissioner, Urban Renewal Administration.
- (28) Counselor of the Department of State.
- (29) Deputy Administrator of the Housing and Home Finance Agency.
- (30) Deputy Administrator of General Services.
- (31) Director of the Administrative Office of the United States Courts.
- (32) Director of the Bureau of Prisons.
- (33) Director of the National Advisory Committee for Aeronautics.
- (34) Director of the National Science Foundation.
- (35) Director of Selective Service.
- (36) Fiscal Assistant Secretary of the Treasury.
- (37) General Counsel of the National Labor Relations Board.
- (38) Librarian of Congress.
- (39) President of the Federal National Mortgage Association.
- (40) Public Printer.
- (41) Special Assistant to the Secretary (Health and Medical Affairs), Department of Health, Education, and Welfare.
- (42) Under Secretary of the Army.
- (43) Under Secretary of the Navy.
- (44) Under Secretary of the Air Force.
- (45) Members of boards and commissions (excluding chairmen):
 - Civil Aeronautics Board (4).
 - United States Civil Service Commission (2).
 - Council of Economic Advisers (2).
 - Board of Directors of the Export-Import Bank of Washington (3).
 - Federal Communications Commission (6).
 - Federal Deposit Insurance Corporation (1).
 - Board of Governors of the Federal Reserve System (6).
 - Federal Maritime Board (2).
 - Foreign Claims Settlement Commission of the United States (2).
 - Federal Power Commission (4).
 - Federal Trade Commission (4).
 - Federal Home Loan Bank Board (2).
 - Interstate Commerce Commission (10).
 - National Labor Relations Board (4).
 - National Mediation Board (2).
 - Railroad Retirement Board (2).
 - Renegotiation Board (4).
 - Securities and Exchange Commission (4).

Subversive Activities Control Board (4).

Board of Directors of the Tennessee Valley Authority (2).

United States Tariff Commission (5).

(b) The annual rate of basic compensation of each of the offices or positions listed in this subsection shall be \$19,000.

(1) Architect of the Capitol.

(2) Assistant to the Director of the Federal Bureau of Investigation.

(3) Commissioner of the United States Court of Claims (12).

(4) Governor of Alaska.

(5) Governor of the Canal Zone.

(6) Governor of Guam.

(7) Governor of Hawaii.

(8) Governor of the Virgin Islands.

(9) Legal adviser, solicitor, or general counsel of an executive or military department (excluding the Department of Justice).

(c) The annual rate of basic compensation of each of the offices or positions listed in this subsection shall be \$18,000.

(1) Commissioner of the Indian Claims Commission (3).

SEC. 107. (a) The annual rate of basic compensation of each of the offices or positions listed in this subsection shall be \$17,500.

(1) Administrator, Agricultural Research Service, Department of Agriculture.

(2) Administrator, Bonneville Power Administration.

(3) Administrator, Farmers' Home Administration.

(4) Administrator, Soil Conservation Service, Department of Agriculture.

(5) Assistant Architect of the Capitol.

(6) Assistant Director of the Administrative Office of the United States Courts.

(7) Associate Director of the Federal Mediation and Conciliation Service.

(8) Chief Assistant Librarian of Congress.

(9) Chief Forester of the Forest Service, Department of Agriculture.

(10) Chief of Staff of the Joint Committee on Internal Revenue Taxation.

(11) Commissioner of Customs.

(12) Commissioner, Federal Supply Service, General Services Administration.

(13) Commissioner of Immigration and Naturalization.

(14) Commissioner of Narcotics.

(15) Commissioner, Public Buildings Service.

(16) Commissioner of Public Roads.

(17) Commissioner of Reclamation.

(18) Commissioner of Social Security.

(19) Deputy Administrator of the Saint Lawrence Seaway Development Corporation.

(20) Deputy Commissioner of the Internal Revenue Service.

(21) Deputy Public Printer.

(22) Manager, Federal Crop Insurance Corporation, Department of Agriculture.

(b) The annual rate of basic compensation of each of the offices or positions listed in this subsection shall be \$17,000.

(1) Deputy Administrator, Small Business Administration (3).

(2) Treasurer of the United States.

SEC. 108. Except as otherwise specifically provided in this title, the chairman or other head of each independent board or commission in the executive branch shall receive, during the period of his service as

Chairman, independent board or commission.

chairman or other head of such board or commission, annual basic compensation at a rate which is \$500 more than the annual rate of basic compensation prescribed by this title for the other members of such board or commission.

62 Stat. 678.

SEC. 109. Section 105 of title 3 of the United States Code is amended to read as follows:

"§ 105. Compensation of secretaries and executive, administrative, and staff assistants to President.

"The President is authorized to fix the compensation of the six administrative assistants authorized to be appointed under section 106 of this title, of the Executive Secretary of the National Security Council, and of eight other secretaries or other immediate staff assistants in the White House Office, as follows: Two at rates not exceeding \$22,500 per annum, three at rates not exceeding \$21,000 per annum, seven at rates not exceeding \$20,000 per annum, and three at rates not exceeding \$17,500 per annum."

63 Stat. 802.
37 USC 231 note.

SEC. 110. (a) The Surgeon General of the Public Health Service shall receive such compensation, in addition to his pay and allowances under the Career Compensation Act of 1949, as amended, as will make his compensation equal to \$20,000 per annum in addition to such allowances.

(b) The Deputy Surgeon General of the Public Health Service shall receive such compensation, in addition to his pay and allowances under the Career Compensation Act of 1949, as amended, as will make his compensation equal to \$19,000 per annum in addition to such allowances.

(c) The Director, National Institutes of Health, the Chief, Bureau of Medical Services, and the Chief, Bureau of State Services, of the Public Health Service, shall each receive such compensation, in addition to his pay and allowances under the Career Compensation Act of 1949, as amended, as will make his compensation equal to \$17,500 per annum in addition to such allowances.

SEC. 111. The annual compensation for each of the offices established by section 1 (d) of Reorganization Plan Numbered 7 of 1953, effective August 1, 1953 (67 Stat. 639) shall be established by the Secretary of State at a rate not more than \$19,000.

22 USC 287n.

SEC. 112. Section 2 of Public Law 565, Seventy-ninth Congress, approved July 30, 1946 (60 Stat. 712), is amended by striking out "\$12,000" and inserting in lieu thereof "\$15,000".

22 USC 1787.

SEC. 113. Section 527 (b) of the Mutual Security Act of 1954, approved August 26, 1954 (Public Law 665, Eighty-third Congress (68 Stat. 832)) is amended by striking out "\$15,000 per annum" and inserting in lieu thereof "\$19,000 per annum".

63 Stat. 965.
5 USC 1113.

SEC. 114. (a) The compensation schedule for the General Schedule contained in section 603 (b) of the Classification Act of 1949, as amended, is amended by striking out:

"GS-17-----	13,975	14,190	14,405	14,620
GS-18-----	14,800"			

and inserting in lieu thereof:

"GS-17-----	13,975	14,190	14,405	14,620	14,835
GS-18-----	16,000".				

(b) The rates of basic compensation of officers and employees to whom this section applies shall be initially adjusted as follows:

(1) If the officer or employee is receiving basic compensation immediately prior to the effective date of this section at a scheduled rate of grade 17 or 18 of the General Schedule, he shall receive a rate of basic compensation at the corresponding scheduled rate in effect on and after such date;

(2) If the officer or employee, immediately prior to the effective date of this section, is in a position in grade 17 of the General Schedule and is receiving basic compensation at a rate between two scheduled rates of such grade, he shall receive a rate of basic compensation at the higher of the two corresponding rates in effect on and after such date;

(3) If the officer or employee, immediately prior to the effective date of this section, is in a position in grade 17 of the General Schedule and is receiving basic compensation at a rate which is in excess of the maximum scheduled rate of his grade as provided in this section, he shall continue to receive such higher rate of basic compensation until (A) he leaves such position, or (B) he is entitled to receive basic compensation at a higher rate by reason of the operation of the Classification Act of 1949, as amended; but when such position becomes vacant, the rate of basic compensation of any subsequent appointee thereto shall be fixed in accordance with such Act, as amended.

SEC. 115. The Postal Field Service Schedule in section 301 (a) of the Act of June 10, 1955 (Public Law 68, 84th Congress), is amended by striking out:

"18-----	12,500	12,800	13,100	13,400	13,700	14,000	14,300
19-----	13,600	13,900	14,200	14,500	14,800		
20-----	14,800"						

and inserting in lieu thereof:

"18-----	12,800	13,100	13,400	13,700	14,000	14,300	14,600
19-----	14,000	14,300	14,600	14,900	15,200		
20-----	16,000".						

SEC. 116. Section 3 of the Act of January 3, 1946, as amended (38 U. S. C. 15b), is hereby amended as follows:

(a) The last sentence of section 3 (b) is amended to read: "During the period of his service as such, the Chief Medical Director shall be paid a salary of \$17,800 a year."

(b) The last sentence of section 3 (c) is amended to read: "During the period of his service as such, the Deputy Chief Medical Director shall be paid a salary of \$16,800 a year."

(c) That portion of section 3 (d) which precedes the proviso is amended to read: "Each Assistant Chief Medical Director shall be appointed by the Administrator upon the recommendation of the Chief Medical Director and shall be paid a salary of \$15,800."

SEC. 117. (a) The first section of the Act approved August 1, 1947 (61 Stat. 715; Public Law 313, Eightieth Congress), as amended, relating to salary limitations on research and development positions requiring the services of specially qualified scientific or professional personnel in certain departments and agencies, is amended by striking out "\$10,000" and "\$15,000" and inserting in lieu thereof "\$12,500" and "\$19,000", respectively.

(b) Section 208 (g) of the Public Health Service Act, as amended (42 U. S. C. 210 (g)), relating to salary limitations on research and development positions requiring the services of specially qualified scientific or professional personnel in the Public Health Service is amended by striking out "\$10,000" and "\$20,000" and inserting in lieu thereof "\$12,500" and "\$19,000", respectively.

SEC. 118. The salary amendments contained in section 117 shall not affect the authority of the Civil Service Commission or the procedure for fixing the pay of individual officers or employees under the statutes therein amended; except that the existing rate of basic compensation of any officer or employee to whom such section applies which is less than a rate of \$12,500 per annum shall be increased to such rate on the effective date of this title.

53 Stat. 954.
5 USC 1071 note.

69 Stat. 118.
39 USC 971.

59 Stat. 675.

5 USC 171p and
note.

64 Stat. 447.

62 Stat. 198. SEC. 119. Section 12 of the Act of May 29, 1884, as amended (21 U. S. C. 113a), relating to salary limitation on technical experts or scientists for research and study of foot-and-mouth disease and other animal diseases, is hereby amended by striking out "\$15,000" and inserting in lieu thereof "\$19,000".

Effective date. SEC. 120. This title shall take effect at the beginning of the first pay period commencing after June 30, 1956.

TITLE II—PROVISIONS RELATING TO ORGANIZATION OF CIVIL SERVICE COMMISSION

22 Stat. 403. SEC. 201. (a) The first section of the Act entitled "An Act to regulate and improve the civil service of the United States", approved January 16, 1883, as amended (5 U. S. C., sec. 632), is amended by inserting immediately after the first paragraph thereof a paragraph as follows:

"The term of office of each such Commissioner shall be six years, except that (1) the terms of office of the Commissioners holding office on the effective date of this paragraph (including the term of office of an individual appointed to fill any vacancy in the Commission existing on such effective date) shall expire, as designated by the President, one at the end of two years, one at the end of four years, and one at the end of six years, after such effective date; (2) any Commissioner appointed to fill a vacancy occurring prior to the expiration of the term of his predecessor shall be appointed for the remainder of such term; and (3) upon the expiration of his term of office a Commissioner may continue to serve until his successor is appointed and has qualified."

(b) Such first section of such Act of January 16, 1883, is further amended by adding at the end thereof the following paragraph:

63 Stat. 1067.
5 USC 632note. "In addition to designating a Chairman of the Commission from time to time, pursuant to section 1 of Reorganization Plan Numbered 5 of 1949, the President shall from time to time designate one of the Commissioners as Vice Chairman of the Commission. During the absence or disability of the Commissioner designated as Chairman, or in the event of a vacancy in the office of such Commissioner, the Commissioner designated as Vice Chairman shall perform those functions of the Chairman which were transferred to the Chairman by the provisions of section 2 (a) (2) to 2 (a) (6), inclusive, of such Reorganization Plan. During the absence or disability of both the Commissioner designated as Chairman and the Commissioner designated as Vice Chairman, or in the event of vacancies in the offices of both such Commissioners, the remaining Commissioner shall perform such functions. During the absence or disability of all three Commissioners, or in the event of vacancies in the offices of all three Commissioners, the Executive Director shall perform such functions; but the Executive Director shall at no time sit as a member or acting member of the Commission."

Effective dates. SEC. 202. (a) This section and section 201 (b) shall take effect on the date of enactment of this Act.

(b) Section 201 (a) shall take effect on March 1, 1957.

TITLE III—MISCELLANEOUS PROVISIONS

Appointment of
certain General
Counsel.

SEC. 301. (a) The President shall hereafter appoint, by and with the advice and consent of the Senate, a General Counsel of the Post Office Department, a General Counsel of the Department of Agriculture, and a General Counsel of the Department of Health, Education, and Welfare.

(b) The existing office of Solicitor of the Post Office Department and the existing offices of General Counsel of the Department of Agriculture and the Department of Health, Education, and Welfare, shall be abolished effective upon the appointment and qualification of the General Counsels of such respective departments provided for by subsection (a) or April 1, 1957, whichever is earlier.

SEC. 302. The positions of three Deputy Administrators of the Agricultural Research Service, Department of Agriculture, shall be in grade GS-18 of the General Schedule established by the Classification Act of 1949, as amended. Such positions shall be in addition to the number of positions authorized to be placed in such grade by section 505 (b) of such Act.

Ante, p. 740.

5 USC 1105.

TITLE IV—CIVIL SERVICE RETIREMENT

SEC. 401. The Civil Service Retirement Act of May 29, 1930, as amended, is amended to read as follows:

Civil Service Retirement Act Amendments of 1956.

46 Stat. 468.
5 USC 691 note.

“DEFINITIONS

“SECTION 1. Wherever used in this Act—

“(a) The term ‘employee’ shall mean a civilian officer or employee in or under the Government and, except for purposes of section 2, shall mean a person to whom this Act applies.

“Employee”.

“(b) The term ‘Member’ shall mean the Vice President, a United States Senator, Representative in Congress, Delegate from a Territory, or the Resident Commissioner from Puerto Rico, and, except for purposes of section 2, shall mean a Member to whom this Act applies.

“Member”.

“(c) The term ‘congressional employee’ means an employee of the Senate or House of Representatives or of a committee of either House, an employee of a joint committee of the two Houses, an elected officer of the Senate or House of Representatives who is not a Member of either House, the Legislative Counsel of the Senate and the Legislative Counsel of the House of Representatives and the employees in their respective offices, an Official Reporter of Debates of the Senate and a person employed by the Official Reporters of Debates of the Senate in connection with the performance of their official duties, a member of the Capitol Police force, an employee of the Vice President if such employee’s compensation is disbursed by the Secretary of the Senate, and an employee of a Member if such employee’s compensation is disbursed by the Secretary of the Senate or the Clerk of the House of Representatives.

“Congressional employee”.

“(d) The term ‘basic salary’ shall not include bonuses, allowances, overtime pay, military pay, or salary, pay, or compensation given in addition to the base pay of the position as fixed by law or regulation: *Provided*, That for employees paid on a fee basis, the maximum amount of basic salary which may be used shall be \$10,000 per annum. For a Member, the term ‘basic salary’ shall include, from April 1, 1954, to February 28, 1955, the amount received as expense allowance under section 601 (b) of the Legislative Reorganization Act of 1946, as amended, and such amount from January 3, 1953, to March 31, 1954, provided deposit is made therefor as provided in section 4.

“Basic salary”.

“(e) The term ‘average salary’ shall mean the largest annual rate resulting from averaging, over any period of five consecutive years of creditable service, or at a Member’s option over all periods of Member service subsequent to the date of enactment of the Legislative Reorganization Act of 1946 used in the computation of an annuity under this Act, a Member’s or an employee’s rates of basic salary in effect during such period, with each rate weighted by the time it was in effect.

60 Stat. 850.
2 USC 31.

“Average salary”.

2 USC 72a note.

- "Fund". " (f) The term 'fund' shall mean the civil service retirement and disability fund created by the Act of May 22, 1920.
- "Disability". " (g) The terms 'disabled' and 'disability' shall mean totally disabled for useful and efficient service in the grade or class of position last occupied by the employee or Member by reason of disease or injury not due to vicious habits, intemperance, or willful misconduct on his part within the five years next prior to becoming so disabled.
- "Widow". " (h) The term 'widow', for purposes of section 10, shall mean the surviving wife of an employee or Member who was married to such individual for at least two years immediately preceding his death or is the mother of issue by such marriage.
- "Widower". " (i) The term 'widower', for purposes of section 10, shall mean the surviving husband of an employee or Member who was married to such employee or Member for at least two years immediately preceding her death or is the father of issue by such marriage. The term 'dependent widower', for purposes of section 10, shall mean a 'widower' who is incapable of self-support by reason of mental or physical disability, and who received more than one-half his support from such employee or Member.
- "Child". " (j) The term 'child', for purposes of section 10, shall mean an unmarried child, including (1) an adopted child, and (2) a stepchild or recognized natural child who received more than one-half his support from and lived with the Member or employee in a regular parent-child relationship, under the age of eighteen years, or such unmarried child regardless of age who because of physical or mental disability incurred before age eighteen is incapable of self-support.
- "Government". " (k) The term 'Government' shall mean the executive, judicial, and legislative branches of the United States Government, including Government-owned or controlled corporations and Gallaudet College, and the municipal government of the District of Columbia.
- "Lump-sum credit". " (l) The term 'lump-sum credit' shall mean the unrefunded amount consisting of (1) the retirement deductions made from the basic salary of an employee or Member, (2) any sums deposited by an employee or Member covering prior service, and (3) interest on such deductions and deposits at 4 per centum per annum to December 31, 1947, and 3 per centum per annum thereafter compounded annually to December 31, 1956 or, in the case of an employee separated or transferred to a position not within the purview of this Act before he has completed five years of civilian service or a Member separated before he has completed five years of Member service, to the date of the separation or transfer. The lump-sum credit shall not include interest if the service covered thereby aggregates one year or less, nor shall it include interest for the fractional part of a month in the total service.
- "Commission". " (m) The term 'Commission' shall mean the United States Civil Service Commission.
- "Annuitant". " (n) The term 'annuitant' shall mean any former employee or Member who, on the basis of his service, has met all requirements of the Act for title to annuity and has filed claim therefor.
- "Survivor". " (o) The term 'survivor' shall mean a person who is entitled to annuity under this Act based on the service of a deceased employee or Member or of a deceased annuitant.
- "Service". " (p) The term 'survivor annuitant' shall mean a survivor who has filed claim for annuity.
- "Service". " (q) The term 'service' shall mean employment which is creditable under section 3.
- "Military service". " (r) The term 'military service' shall mean honorable active service in the Army, Navy, Air Force, Marine Corps, or Coast Guard of the United States, but shall not include service in the National Guard except when ordered to active duty in the service of the United States.

"(s) The term 'Member service' shall mean service as a Member and shall include the period from the date of the beginning of the term for which the Member is elected or appointed to the date on which he takes office as a Member. "Member service".

"COVERAGE

"SEC. 2. (a) This Act shall apply to each employee and Member, except as hereinafter provided.

"(b) This Act shall not apply to the President, to any judge of the United States as defined under section 451 of title 28 of the United States Code, or to any employee of the Government subject to another retirement system for Government employees. Nonapplicability.
62 Stat. 907.

"(c) This Act shall not apply to any Member or to any congressional employee until he gives notice in writing to the officer by whom his salary is paid of his desire to come within the purview of this Act.

"(d) This Act shall not apply to any temporary congressional employee unless such employee is appointed at an annual rate of salary and gives notice in writing to the officer by whom his salary is paid of his desire to come within the purview of this Act.

"(e) The Commission may exclude from the operation of this Act any employee or group of employees in the executive branch of the United States Government, or of the District of Columbia government upon recommendation by its Commissioners, whose tenure of office or employment is temporary or intermittent.

"(f) This Act shall not apply to any temporary employee of the Administrative Office of the United States Courts, of the courts specified in section 610 of title 28 of the United States Code, or to construction employees or any other temporary, part-time, or intermittent employees of the Tennessee Valley Authority; and the Architect of the Capitol and the Librarian of Congress are authorized to exclude from the operation of this Act any employees under the office of the Architect of the Capitol and the Library of Congress, respectively, whose tenure of employment is temporary or of uncertain duration. 62 Stat. 915.

"(g) Notwithstanding any other provision of law or any Executive order, this Act shall apply to each United States Commissioner whose total compensation for services rendered as United States Commissioner is not less than \$3,000 in each of the last three consecutive calendar years (1) ending prior to the effective date of the Civil Service Retirement Act Amendments of 1956 or (2) ending prior to the first day of any calendar year which begins after such effective date. For the purposes of this Act, the employment and compensation of each such United States Commissioner coming within the purview of this Act pursuant to this subsection shall be held and considered to be on a daily basis when actually employed; but nothing in this Act shall affect, otherwise than for the purposes of this Act, the basis, under applicable law other than this Act, on which such United States Commissioner is employed or on which his compensation is determined and paid.

"CREDITABLE SERVICE

"SEC. 3. (a) An employee's service for the purposes of this Act including service as a substitute in the postal service shall be credited from the date of original employment to the date of the separation upon which title to annuity is based in the civilian service of the Government. Credit shall similarly be allowed for service in the Pan American Sanitary Bureau. No credit shall be allowed for any period of separation from the service in excess of three calendar days. Pan American Sanitary Bureau.

"(b) An employee or Member shall be allowed credit for periods of military service prior to the date of the separation upon which title to annuity is based; however, if an employee or Member is awarded Military service.

38 USC ch. 12A.
62 Stat. 1087.
10 USC 1036-
1036i.

retired pay on account of military service, his military service shall not be included, unless such retired pay is awarded on account of a service-connected disability (1) incurred in combat with an enemy of the United States or (2) caused by an instrumentality of war and incurred in line of duty during an enlistment or employment as provided in Veterans Regulation Numbered 1 (a), part I, paragraph I, or is awarded under title III of Public Law 810, Eightieth Congress, except that for purposes of section 9 (c) (1), a Member (A) shall be allowed credit only for periods of military service not exceeding five years, plus any military service performed by the Member upon leaving his office, for the purpose of performing such service, during any war or national emergency proclaimed by the President or declared by the Congress and prior to his final separation from service as Member and (B) may not receive credit for military service for which credit is allowed for the purposes of retired pay under any other provision of law. Nothing in this Act shall affect the right of an employee or a Member to retired pay, pension, or compensation in addition to the annuity herein provided.

39 Stat. 742.
5 USC 751 et seq.

“(c) Credit shall be allowed for leaves of absence granted an employee while performing military service or while receiving benefits under the Federal Employees’ Compensation Act of September 7, 1916, as amended. Except for a substitute in the postal service, there shall be excluded from credit so much of any other leaves of absence without pay as may exceed six months in the aggregate in any calendar year.

“(d) An employee who during the period of any war, or of any national emergency as proclaimed by the President or declared by the Congress, has left or leaves his position to enter the military service shall not be considered, for the purposes of this Act, as separated from his civilian position by reason of such military service, unless he shall apply for and receive a lump-sum benefit under this Act: *Provided*, That such employee shall not be considered as retaining his civilian position beyond December 31, 1956, or the expiration of five years of such military service, whichever is later.

Total service.

“(e) The total service of an employee or Member shall be the full years and twelfth parts thereof, excluding from the aggregate the fractional part of a month, if any.

Eligibility.

“(f) An employee must have completed at least five years of civilian service before he shall be eligible for annuity under this Act.

“(g) An employee or Member must have, within the two-year period preceding any separation from service, other than a separation by reason of death or disability, completed at least one year of creditable civilian service during which he was subject to this Act before he or his survivors shall be eligible for annuity under this Act based on such separation. If any employee or Member, other than an employee or Member separated from the service by reason of death or disability, fails to meet the service requirement of the preceding sentence, the amounts deducted from his salary during his period of service for which no eligibility for annuity is established based on such separation shall be returned to him upon such separation. Failure to meet this service requirement shall not deprive the individual or his survivors of any annuity rights which attached upon a previous separation.

“(h) An employee who (1) has at least five years’ Member service and (2) has served as a Member at any time after August 2, 1946, shall not be allowed credit for any service which is used in the computation of an annuity under section 9 (c).

U.S. Commissioners.

“(i) In the case of each United States Commissioner who comes within the purview of this Act pursuant to section 2 (g) of this Act,

service rendered prior to, on, or after the effective date of the Civil Service Retirement Act Amendments of 1956 as United States Commissioner shall be credited for the purposes of this Act on the basis of one three-hundred-and-thirteenth of a year for each day on which such United States Commissioner renders service in such capacity and which is not credited for the purposes of this Act for service performed by him in any capacity other than United States Commissioner. Such credit shall not be granted for service rendered as United States Commissioner for more than three hundred and thirteen days in any one year.

“(j) Notwithstanding any other provision of this section, any military service (other than military service covered by military leave with pay from a civilian position) performed by an individual after December 1956 shall be excluded in determining the aggregate period of service upon which an annuity payable under this Act to such individual or to his widow or child is to be based, if such individual or widow or child is entitled (or would upon proper application be entitled), at the time of such determination, to monthly old-age or survivors benefits under section 202 of the Social Security Act based on such individual's wages and self-employment income. If in the case of the individual or widow such military service is not excluded under the preceding sentence, but upon attaining retirement age (as defined in section 216 (a) of the Social Security Act) he or she becomes entitled (or would upon proper application be entitled) to such benefits, the Commission shall redetermine the aggregate period of service upon which such annuity is based, effective as of the first day of the month in which he or she attains such age, so as to exclude such service. The Secretary of Health, Education, and Welfare shall, upon the request of the Commission, inform the Commission whether or not any such individual or widow or child is entitled at any specified time to such benefits.

Military service
after Dec. 1956.

49 Stat. 623.
42 USC 402.

42 USC 416.

“DEDUCTIONS AND DEPOSITS

“SEC. 4. (a) From and after the first day of the first pay period which begins on or after the effective date of the Civil Service Retirement Act Amendments of 1956, there shall be deducted and withheld from each employee's basic salary an amount equal to 6½ per centum of such basic salary and from each Member's basic salary an amount equal to 7½ per centum of such basic salary. From and after the first day of the first pay period which begins after June 30, 1957, an equal sum shall also be contributed from the respective appropriation or fund which is used for payment of his salary, pay or compensation, or in the case of an elected official, from such appropriation or fund as may be available for payment of other salaries of the same office or establishment. The amounts so deducted and withheld by each department or agency, together with the amounts so contributed, shall, in accordance with such procedures as may be prescribed by the Comptroller General of the United States, be deposited by the department or agency in the Treasury of the United States to the credit of the fund. There shall also be so credited all deposits made by employees or Members under this section. Amounts contributed under this subsection from appropriations of the Post Office Department shall not be considered as costs of providing postal service for the purpose of establishing postal rates.

“(b) Each employee or Member shall be deemed to consent and agree to such deductions from basic salary, and payment less such deductions shall be a full and complete discharge and acquittance of all claims and demands whatsoever for all regular services during the

Consent to de-
ductions.

period covered by such payment, except the right to the benefits to which he shall be entitled under this Act, notwithstanding any law, rule, or regulation affecting the individual's salary.

Deposits for
service after July
31, 1920.

"(c) Each employee or Member credited with civilian service after July 31, 1920, for which, for any reason whatsoever, no retirement deductions or deposits have been made, may deposit with interest an amount equal to the following percentages of his basic salary received for such service:

	Percentage of basic salary	Service period
Employee-----	2½-----	August 1, 1920, to June 30, 1926
	3½-----	July 1, 1926, to June 30, 1942
	5-----	July 1, 1942, to June 30, 1948
	6-----	July 1, 1948, to October 31, 1956
	6½-----	After October 31, 1956
Member for Mem- ber service.	2½-----	August 1, 1920, to June 30, 1926
	3½-----	July 1, 1926, to June 30, 1942
	5-----	July 1, 1942, to August 1, 1946
	6-----	August 2, 1946, to October 31, 1956
	7½-----	After October 31, 1956

"(d) Each employee or Member who has received a refund of retirement deductions under this or any other retirement system established for employees of the Government covering service for which he may be allowed credit under this Act may deposit the amount received, with interest. No credit shall be allowed for the service covered by the refund until the deposit is made.

"(e) Interest under subsection (c) or (d) shall be computed from the midpoint of each service period included in the computation, or from the date refund was paid, to the date of deposit or commencing date of annuity, whichever is earlier. The interest shall be computed at the rate of 4 per centum per annum to December 31, 1947, and 3 per centum per annum thereafter compounded annually. Such deposit may be made in one or more installments.

"(f) Under such regulations as may be prescribed by the Commission, amounts deducted under subsection (a) and deposited under subsections (c) and (d) shall be entered on individual retirement records.

"(g) No deposit shall be required for any service prior to August 1, 1920, for periods of military service or for any service for the Panama Railroad Company prior to January 1, 1924.

"MANDATORY SEPARATION

"SEC. 5. (a) Except as hereinafter provided, an employee who shall have attained the age of seventy years and completed fifteen years of service shall be automatically separated from the service. Such separation shall be effective on the last day of the month in which such employee attains the age of seventy years or completes fifteen years of service if then beyond such age, and all salary shall cease from that day.

"(b) Each employing office shall notify each employee under its direction of the date of such separation from the service at least sixty days in advance thereof: *Provided*, That subsection (a) shall not take effect without the consent of the employee until sixty days after he has been so notified.

Exemption by
President.

"(c) The President may, by Executive order, exempt from automatic separation under this section any employee when, in his judgment, the public interest so requires.

"(d) The automatic separation provisions of this section shall not apply to any person named in any Act of Congress providing for the continuance of such person in the service, to any Member, to any congressional employee, to the Architect of the Capitol or any employee under the office of the Architect of the Capitol, or to any employee in the judicial branch who has been appointed to hold office for a definite term of years. Non applicabil-
ity.

"(e) In the case of an employee of The Alaska Railroad, Territory of Alaska, or an employee who is a citizen of the United States employed on the Isthmus of Panama by the Panama Canal Company or the Canal Zone Government, the provisions of this section shall apply upon his attaining the age of sixty-two years and completing fifteen years of service on the Isthmus of Panama or in the Territory of Alaska. Alaska Railroad
and Canal Zone
employees.

"IMMEDIATE RETIREMENT"

"SEC. 6. (a) Any employee who attains the age of sixty years and completes thirty years of service shall, upon separation from the service, be paid an annuity computed as provided in section 9.

"(b) Any employee who attains the age of fifty-five years and completes thirty years of service shall, upon separation from the service prior to attainment of the age of sixty years, be paid a reduced annuity computed as provided in section 9.

"(c) Any employee the duties of whose position are primarily the investigation, apprehension, or detention of persons suspected or convicted of offenses against the criminal laws of the United States, including any employee engaged in such activity who has been transferred to a supervisory or administrative position, who attains the age of fifty years and completes twenty years of service in the performance of such duties, may, if the head of his department or agency recommends his retirement and the Commission approves, voluntarily retire from the service and be paid an annuity computed as provided in section 9. The head of the department or agency and the Commission shall give full consideration to the degree of hazard to which such employee is subjected in the performance of his duties, rather than the general duties of the class of the position held by such employee. The word 'detention', as used in this subsection, shall be construed to include the duties of— "Detention".

"(1) all employees of the Bureau of Prisons and Federal Prison Industries, Incorporated,

"(2) all employees of the Public Health Service assigned to the field service of the Bureau of Prisons or to the field service of Federal Prison Industries, Incorporated,

"(3) all civilian employees employed in the field services at Army or Navy disciplinary barracks or at confinement and rehabilitation facilities operated by any of the United States armed services, and

"(4) all employees of the Department of Corrections of the District of Columbia, its industries and utilities,

whose duties in connection with persons in detention suspected or convicted of offenses against the criminal laws of the United States or of the District of Columbia or offenses against the punitive articles of the Uniform Code of Military Justice require frequent (as determined by the appropriate administrative authority with the concurrence of the Commission) direct contact with such persons in the detention, direction, supervision, inspection, training, employment, care, transportation, or rehabilitation of such persons.

“(d) Any employee who completes twenty-five years of service or who attains the age of fifty years and completes twenty years of service shall upon involuntary separation from the service not by removal for cause on charges of misconduct or delinquency, be paid a reduced annuity computed as provided in section 9.

“(e) Any employee who attains the age of sixty-two years and completes five years of service, shall, upon separation from the service, be paid an annuity computed as provided in section 9.

“(f) Any Member who attains the age of sixty-two years and completes five years of Member service, or who attains the age of sixty years and completes ten years of Member service, shall, upon separation from the service, be paid an annuity computed as provided in section 9. Any Member who attains the age of fifty-five years and completes thirty years of service shall, upon separation from the service prior to attainment of the age of sixty years, be paid a reduced annuity computed as provided in section 9. Any Member who completes twenty-five years of service, or who attains the age of fifty years and completes twenty years of service, shall, upon separation from the service (other than separation by resignation or expulsion), be paid a reduced annuity computed as provided in section 9. No Member or survivor of a Member shall be entitled to receive an annuity under this Act unless there shall have been deducted or deposited the amounts specified in section 4 with respect to his last five years of Member service.

“DISABILITY RETIREMENT

“SEC. 7. (a) Any employee who completes five years of civilian service and who is found by the Commission to have become disabled shall, upon his own application or upon application by his department or agency, be retired on an annuity computed as provided in section 9. Any Member who completes five years of Member service and who is found by the Commission to have become disabled shall, upon his own application, be retired on an annuity computed as provided in section 9.

“(b) No claim shall be allowed under this section unless the application is filed with the Commission prior to separation of the employee or Member from the service or within one year thereafter. This time limitation may be waived by the Commission for an individual who at the date of separation from service or within one year thereafter is mentally incompetent, if the application is filed with the Commission within one year from the date of restoration of such individual to competency or the appointment of a fiduciary, whichever is the earlier.

5 USC 710.

“(c) Each annuitant retired under this section or under section 6 of the Act of May 29, 1930, as amended, unless his disability is permanent in character, shall at the expiration of one year from the date of such retirement and annually thereafter, until reaching age sixty, be examined under the direction of the Commission. If the annuitant fails to submit to examination as required under this section, payment of the annuity shall be suspended until continuance of the disability is satisfactorily established.

Recovery from disability.

“(d) If such annuitant, before reaching age sixty, recovers from his disability or is restored to an earning capacity fairly comparable to the current rate of compensation of the position occupied at the time of retirement, payment of the annuity shall cease (1) upon reemployment by the Government, (2) one year from the date of the medical examination showing such recovery, or (3) one year from the date of determination that he is so restored, whichever is earliest.

Earning capacity shall be deemed restored if in each of two succeeding calendar years the income of the annuitant from wages or self-employment or both shall equal at least 80 per centum of the current rate of compensation of the position occupied immediately prior to retirement.

“(e) If such annuitant whose annuity is discontinued under subsection (d) is not reemployed in any position included in the provisions of this Act, he shall be considered, except for service credit, as having been involuntarily separated from the service for the purposes of this Act as of the date of discontinuance of the disability annuity and shall, after such discontinuance, be entitled to annuity in accordance with the applicable provision of this Act.

Involuntary separation.

“(f) No person shall be entitled to receive an annuity under this Act and compensation for injury or disability to himself under the Federal Employees' Compensation Act of September 7, 1916, as amended, covering the same period of time. This provision shall not bar the right of any claimant to the greater benefit conferred by either Act for any part of the same period of time. Neither this provision nor any provision in such Act of September 7, 1916, as amended, shall deny to any person an annuity accruing to such person under this Act on account of service rendered by him, or deny any concurrent benefit to such person under such Act of September 7, 1916, as amended, on account of the death of any other person.

39 Stat. 742.
5 USC 751 et seq.

“(g) Notwithstanding any provision of law to the contrary, the right of any person entitled to an annuity under this Act shall not be affected because such person has received an award of compensation in a lump sum under section 14 of the Act of September 7, 1916, as amended, except that where such annuity is payable on account of the same disability for which compensation under such section has been paid, so much of such compensation as has been paid for any period extended beyond the date such annuity becomes effective, as determined by the Department of Labor, shall be refunded to the Department of Labor, to be covered into the Federal Employees' Compensation Fund. Before such person shall receive such annuity he shall (1) refund to such Department the amount representing such commuted payments for such extended period, or (2) authorize the deduction of such amount from the annuity payable to him under this Act, which amount shall be transmitted to such Department for reimbursement to such fund. Deductions from such annuity may be made from accrued and accruing payments, or may be prorated against and paid from accruing payments in such manner as the Department of Labor shall determine, whenever it finds that the financial circumstances of the annuitant are such as to warrant such deferred refunding.

5 USC 764.

“DEFERRED RETIREMENT

“SEC. 8. (a) Any employee who is separated from the service or transferred to a position not within the purview of this Act after completing five years of civilian service may be paid an annuity beginning at the age of sixty-two years computed as provided in section 9.

“(b) Any Member who on or after January 1, 1956, has been or is separated from the service as a Member after completing five years of Member service may hereafter be paid an annuity beginning at the age of sixty-two years, computed as provided in section 9. Any Member who is separated from the service after completing ten or more years of Member service may be paid an annuity beginning at the age of sixty years, computed as provided in section 9.

"COMPUTATION OF ANNUITY

"SEC. 9. (a) Except as otherwise provided in this section, the annuity of an employee retiring under this Act shall be (1) the larger of (A) $11\frac{1}{2}$ per centum of the average salary multiplied by so much of the total service as does not exceed five years, or (B) 1 per centum of the average salary, plus \$25, multiplied by so much of the total service as does not exceed five years, plus (2) the larger of (A) $13\frac{1}{4}$ per centum of the average salary multiplied by so much of the total service as exceeds five years but does not exceed ten years, or (B) 1 per centum of the average salary, plus \$25, multiplied by so much of the total service as exceeds five years but does not exceed ten years, plus (3) the larger of (A) 2 per centum of the average salary multiplied by so much of the total service as exceeds ten years, or (B) 1 per centum of the average salary, plus \$25, multiplied by so much of the total service as exceeds ten years: *Provided*, That the annuity shall not exceed 80 per centum of the average salary: *Provided further*, That the annuity of an employee retiring under section 7 shall be at least (1) 40 per centum of the average salary or (2) the sum obtained under this subsection after increasing his total service by the period elapsing between the date of separation and the date he attains the age of sixty years, whichever is the lesser, but this proviso shall not increase the annuity of any survivor.

Congressional
employee.

"(b) The annuity of a congressional employee retiring under this Act shall, if he so elects at the time his annuity commences, be (1) $21\frac{1}{2}$ per centum of the average salary multiplied by his military service and service as a congressional employee, not exceeding a total of fifteen years, plus (2) $11\frac{1}{2}$ per centum of the average salary multiplied by so much of the remainder of his total service as does not exceed five years, plus (3) $13\frac{1}{4}$ per centum of the average salary multiplied by so much of the remainder of his total service as exceeds five years but does not exceed ten years, plus (4) 2 per centum of the average salary multiplied by so much of the remainder of his total service as exceeds ten years: *Provided*, That the annuity shall not exceed 80 per centum of the average salary. This subsection shall not apply unless the congressional employee (1) has had at least five years' service as a congressional employee, (2) has had deductions withheld from his salary or made deposit covering his last five years of civilian service, and (3) has served as a congressional employee during the last eleven months of his civilian service: *Provided further*, That the annuity of a congressional employee retiring under section 7 shall be at least (1) 40 per centum of the average salary or (2) the sum obtained under this subsection after increasing his service as a congressional employee by the period elapsing between the date of separation and the date he attains the age of sixty years, whichever is the lesser, but this provision shall not increase the annuity of any survivor.

Member.

"(c) The annuity of a Member retiring under this Act shall be an amount equal to—

"(1) $21\frac{1}{2}$ per centum of the average salary multiplied by the total of his Member and creditable military service;

"(2) $21\frac{1}{2}$ per centum of the average salary multiplied by his total years of service, not exceeding fifteen, performed as a congressional employee prior to his separation from service as a Member, other than any such service which he may elect to exclude;

"(3) $11\frac{1}{2}$ per centum of such average salary multiplied by so much of his total service, other than service used in computing annuity under clauses (1) and (2), as does not exceed five years, performed prior to his separation from service as a Member, and other than any such service which he may elect to exclude;

"(4) $1\frac{3}{4}$ per centum of such average salary multiplied by so much of his total service, other than service used in computing annuity under clauses (1) and (2), as exceeds five years but does not exceed ten years, performed prior to his separation from service as a Member, and other than any such service which he may elect to exclude; and

"(5) 2 per centum of such average salary multiplied by so much of his total service, other than service used in computing annuity under clauses (1) and (2), as exceeds ten years, performed prior to his separation from service as a Member, and other than any such service which he may elect to exclude.

In no case shall an annuity computed under this subsection exceed 80 per centum of the basic salary that he is receiving at the time of such separation from the service, and in no case shall the annuity of a Member retiring under section 7 be less than (A) 40 per centum of the average salary or (B) the sum obtained under this subsection after increasing his Member service by the period elapsing between the date of separation and the date he attains the age of sixty years, whichever is the lesser, but this provision shall not increase the annuity of any survivor.

Limitations.

"(d) The annuity as hereinbefore provided, for an employee retiring under section 6 (b) or 6 (d) or a Member retiring under the second or third sentence of section 6 (f), shall be reduced by one-twelfth of 1 per centum for each full month not in excess of sixty, and one-sixth of 1 per centum for each full month in excess of sixty, such employee or Member is under the age of sixty years at date of separation.

"(e) The annuity of an employee retiring under section 6 (c) shall be 2 per centum of the average salary multiplied by the total service: *Provided*, That the annuity shall not exceed 80 per centum of the average salary.

"(f) The annuity as hereinbefore provided shall be reduced by 10 per centum of any deposit described in section 4 (c) remaining unpaid, unless the employee or Member shall elect to eliminate the service involved for purposes of annuity computation.

Reduced annuities.
Ante, p. 748.

"(g) Any employee or Member retiring under section 6, 7, or 8 may at the time of retirement elect a reduced annuity, in lieu of the annuity as hereinbefore provided, and designate in writing his wife or husband to receive an annuity after the retired individual's death computed as provided in section 10 (a) (1). The annuity of the employee or Member making such election, excluding any increase because of retirement under section 7, shall be reduced by $2\frac{1}{2}$ per centum of so much of the portion thereof designated under section 10 (a) (1) as does not exceed \$2,400 and by 10 per centum of so much of the portion so designated as exceeds \$2,400.

"(h) Any unmarried employee or Member retiring under section 6 or 8, and found by the Commission to be in good health, may at the time of retirement elect a reduced annuity, in lieu of the annuity as hereinbefore provided, and designate in writing a person having an insurable interest in the employee or Member to receive an annuity after the retired individual's death. The annuity payable to the employee or Member making such election shall be reduced by 10 per centum of an annuity computed as provided in section 9 and by 5 per centum of an annuity so computed for each full five years the person designated is younger than the retiring employee or Member, but such total reduction shall not exceed 40 per centum.

"(i) The annuity as hereinbefore provided, for an employee who is a citizen of the United States, shall be increased by \$36 multiplied by total service in the employ of either the Alaska Engineering Com-

Alaskan and
Canal Zone em-
ployees.

mission or The Alaska Railroad in the Territory of Alaska between March 12, 1914, and July 1, 1923, or in the employ of either the Isthmian Canal Commission or the Panama Railroad Company on the Isthmus of Panama between May 4, 1904, and April 1, 1914.

“SURVIVOR ANNUITIES

Death after retirement.

“SEC. 10. (a) (1) If a Member or employee dies after having retired under any provision of this Act and is survived by a wife or husband designated under section 9 (g) such wife or husband shall be paid an annuity equal to 50 per centum of so much of an annuity computed as provided in subsections (a), (b), (c), (d), (e), and (f) of section 9, as may apply with respect to the annuitant, as is designated in writing for such purpose by such Member or employee at the time he makes the election provided for by section 9 (g).

“(2) An annuity computed under this subsection shall begin on the first day of the month in which the retired employee or Member dies, and such annuity or any right thereto shall terminate upon the survivor's death or remarriage.

“(b) The annuity of a survivor designated under section 9 (h) shall be 50 per centum of the reduced annuity computed as provided in subsections (a), (b), (c), (d), (e), (f), and (h) of section 9 as may apply with respect to the annuitant. The annuity of such survivor shall begin on the first day of the month in which the retired employee or Member dies, and such annuity or any right thereto shall terminate upon the survivor's death.

Death after 5 years of service.

“(c) If an employee dies after completing at least five years of civilian service, or a Member dies after completing at least five years of Member service, the widow or dependent widower of such employee or Member shall be paid an annuity equal to 50 per centum of an annuity computed as provided in subsections (a), (b), (c), (e), and (f) of section 9 as may apply with respect to the employee or Member. The annuity of such widow or dependent widower shall begin on the first day of the month after the employee or Member dies, and such annuity or any right thereto shall terminate upon death or remarriage of the widow or widower, or upon the widower's becoming capable of self-support.

“(d) If an employee dies after completing five years of civilian service or a Member dies after completing five years of Member service, or an employee or a Member dies after having retired under any provision of the Act, and is survived by a wife or by a husband, each surviving child who received more than one-half of his support from such employee or Member shall be paid an annuity equal to the smallest of (1) 40 per centum of the employee's or Member's average salary divided by the number of children, (2) \$600, or (3) \$1,800 divided by the number of children. If such employee or Member is not survived by a wife or husband, each surviving child shall be paid an annuity equal to the smallest of (1) 50 per centum of the employee's or Member's average salary divided by the number of children, (2) \$720, or (3) \$2,160 divided by the number of children. The child's annuity shall begin on the first day of the month after the employee or Member dies, and such annuity or any right thereto shall terminate upon (1) his attaining age 18 unless incapable of self-support, (2) his becoming capable of self-support after age 18, (3) his marriage, or (4) his death. Upon the death of the surviving wife or husband or termination of the annuity of the child, the annuity of any other child or children shall be recomputed and paid as though such wife, husband, or child had not survived the employee or Member.

"(e) In case a Member separated from service with title to a deferred annuity under this Act, either prior to, on, or after the effective date of the Civil Service Retirement Act Amendments of 1956, shall hereafter die before having established a valid claim for annuity and is survived by a wife or husband to whom married at date of separation, such surviving wife or husband (1) shall be paid an annuity equal to one-half of the deferred annuity of such Member beginning the first day of the month following the death of such Member and terminating upon the death or remarriage of such surviving wife or husband or (2) may elect to receive a lump-sum credit in lieu of annuity if such wife or husband is the person who would be entitled to the lump-sum credit and files application therefor with the Commission prior to the award of such annuity.

"LUMP-SUM BENEFITS

"SEC. 11. (a) Any employee or Member who is separated from the service, or is transferred to a position wherein he does not continue subject to this Act, shall be paid the lump-sum credit provided his separation or transfer occurs and application for payment is filed with the Commission at least thirty-one days before the earliest commencing date of any annuity for which he is eligible. The receipt of payment of the lump-sum credit by the individual shall void all annuity rights under this Act, unless and until he shall be reemployed in the service subject to this Act. This subsection shall also apply to any employee or Member separated prior to the effective date of the Civil Service Retirement Act Amendments of 1956 after completing at least twenty years of civilian service.

"(b) Each present or former employee or Member may, under regulations prescribed by the Commission, designate a beneficiary or beneficiaries for the purposes of this Act. Designation of beneficiary.

"(c) Lump-sum benefits authorized under subsections (d), (e), and (f) of this section shall be paid in the following order of precedence to such person or persons surviving the employee or Member and alive at the date title to the payment arises, and such payment shall be a bar to recovery by any other person: Precedence of payment.

"First, to the beneficiary or beneficiaries designated by the employee or Member in a writing received in the Commission prior to his death;

"Second, if there be no such beneficiary, to the widow or widower of the employee or Member;

"Third, if none of the above, to the child or children of the employee or Member and descendants of deceased children by representation;

"Fourth, if none of the above, to the parents of the employee or Member or the survivor of them;

"Fifth, if none of the above, to the duly appointed executor or administrator of the estate of the employee or Member;

"Sixth, if none of the above, to other next of kin of the employee or Member as may be determined by the Commission to be entitled under the laws of the domicile of the individual at the time of his death.

"(d) If an employee or Member dies (1) without a survivor, or (2) with a survivor or survivors and the right of all survivors shall terminate before claim for survivor annuity is filed, or if a former employee or Member not retired dies, the lump-sum credit shall be paid.

"(e) If all annuity rights under this Act based on the service of a deceased employee or Member shall terminate before the total annuity paid equals the lump-sum credit, the difference shall be paid.

"(f) If an annuitant dies, any annuity accrued and unpaid shall be paid.

"(g) Any annuity accrued and unpaid upon the termination (other than by death) of the annuity of any annuitant or survivor annuitant shall be paid to such person. Any survivor annuity accrued and unpaid upon the death of any survivor annuitant shall be paid in the following order of precedence, and such payment shall be a bar to recovery by any other person:

"First, to the duly appointed executor or administrator of the estate of the survivor annuitant;

"Second, if there is no such executor or administrator, payment may be made, after the expiration of thirty days from the date of death of such survivor annuitant, to such next of kin of the survivor annuitant as may be determined by the Commission to be entitled under the laws of the survivor annuitant's domicile at the time of his death.

"ADDITIONAL ANNUITIES

Voluntary contributions.

"SEC. 12. (a) Any employee or Member may, under regulations prescribed by the Commission, voluntarily contribute additional sums in multiples of \$25, but the total may not exceed 10 per centum of his basic salary for his creditable service from and after August 1, 1920. The voluntary contribution account in each case shall be the sum of such unrefunded contributions, plus interest at 3 per centum per annum compounded annually to date of separation or transfer to a position not within the purview of this Act or, in case of an individual who is separated with title to a deferred annuity and does not claim the voluntary contribution account, to the commencing date fixed for such deferred annuity or date of death, whichever is earlier.

"(b) Such voluntary contribution account shall be used to purchase at retirement an annuity in addition to the annuity otherwise provided. For each \$100 in such voluntary contribution account, the additional annuity shall consist of \$7, increased by 20 cents for each full year, if any, such employee or Member is over the age of fifty-five years at the date of retirement.

Reduced additional annuity.

"(c) A retiring employee or Member may elect a reduced additional annuity in lieu of the additional annuity described in subsection (b) and designate in writing a person to receive after his death an annuity of 50 per centum of his reduced additional annuity. The additional annuity of the employee or Member making such election shall be reduced by 10 per centum, and by 5 per centum for each full five years the person designated is younger than the retiring employee or Member, but such total reduction shall not exceed 40 per centum.

Separation prior to or after eligibility.

"(d) Any employee or Member who is separated from the service before becoming eligible for immediate or deferred annuity or who transfers to a position wherein he does not continue subject to this Act shall be paid the voluntary contribution account. Any employee or Member who is separated from the service after becoming eligible for a deferred annuity under section 8 may elect to receive, in lieu of additional annuity, the voluntary contribution account, provided his separation occurs and application for payment is filed with the Commission at least thirty-one days before the commencing date of annuity.

Death prior to retirement.
Payment of voluntary contribution.

"(e) If any present or former employee or Member not retired dies, the voluntary contribution account shall be paid under the provisions of section 11 (c). If all additional annuities or any right thereto based on the voluntary contribution account of a deceased employee or Member terminate before the total additional annuity paid equals such account, the difference shall be paid under the provisions of section 11 (c).

"REEMPLOYMENT OF ANNUITANTS

"SEC. 13. (a) Notwithstanding any other provision of law, an annuitant heretofore or hereafter retired under this Act shall not, by reason of his retired status, be barred from employment in any appointive position for which he is qualified. An annuitant so reemployed shall serve at the will of the appointing officer.

"(b) If an annuitant under this Act (other than (1) a disability annuitant whose annuity is terminated by reason of his recovery or restoration of earning capacity, (2) an annuitant whose annuity was based upon an involuntary separation from the service, excluding a separation under the automatic separation provisions of this Act, or (3) a Member retired under this Act) hereafter becomes employed, or on the date of enactment of the Civil Service Retirement Act Amendments of 1956 is serving, in an appointive or elective position, his service on and after the date he was or is so employed shall be covered by this Act. No deductions for the fund shall be withheld from his salary, but there shall be deducted from his salary, except for lump-sum leave payment purposes under the Act of December 21, 1944, a sum equal to the annuity allocable to the period of actual employment, and this provision concerning the lump-sum leave payments shall also be effective in the case of each retired employee separated from reemployment after December 15, 1953, and before the effective date of the Civil Service Retirement Act Amendments of 1956: *Provided*, That if such annuitant serves on a full-time basis for at least one year in employment not excluding him under section 2 (b) from coverage, (1) his annuity upon termination of employment shall be increased by an annuity computed under subsections (a), (b), (d), (e), and (f) of section 9 as may apply based upon the period of and the basic salary (before deduction) averaged during such employment, and (2) his lump-sum credit shall not be reduced by annuity paid during such employment. The employment of an annuitant under this subsection shall not operate to create an annuity for or in any manner affect the annuity of any survivor.

"(c) If a Member heretofore or hereafter retired under this Act hereafter becomes employed in an appointive or elective position, annuity payments shall be discontinued during such employment and resumed in the same amount upon termination of such employment: *Provided*, That if such retired Member takes office as Member and gives notice as provided in section 2 (c), his service as Member during such period shall be credited in determining his right to and the amount of his subsequent annuity: *Provided further*, That this subsection shall not apply to a Member appointed by the President of the United States to a position not requiring confirmation by the Senate.

Appointive or
elective positions.

Non applicabil-
ity.

"PAYMENT OF BENEFITS

"SEC. 14. (a) Each annuity is stated as an annual amount, one-twelfth of which, fixed at the nearest dollar, accrues monthly and is payable on the first business day of the month after it accrues.

"(b) Except as otherwise provided, the annuity of an employee shall commence on the first of the month after separation from the service, or on the first of the month after salary ceases provided the employee meets the service and the age or disability requirements for title to annuity at that time. The annuity of a Member or of an elected officer of the Senate or House of Representatives shall commence on the day following the day on which salary shall cease, provided the person entitled to such annuity meets the service and the age or disability requirements for title to annuity at that time. The annuity of an

employee or Member under section 8 shall commence on the first of the month after the occurrence of the event on which payment of the annuity is based.

Termination.

“(c) An annuity shall terminate on the last day of the month preceding the month in which death or any other terminating event provided in this Act occurs.

Waiver.

“(d) Any person entitled to annuity from the fund may decline to accept all or any part of such annuity by a waiver signed and filed with the Commission. Such waiver may be revoked in writing at any time, but no payment of the annuity waived shall be made covering the period during which such waiver was in effect.

Payment to guardian.

“(e) Where any payment is due a minor, or a person mentally incompetent or under other legal disability, such payment may be made to the person who is constituted guardian or other fiduciary by the law of the State of residence of such claimant or is otherwise legally vested with the care of the claimant or his estate: *Provided*, That where no guardian or other fiduciary of the person under legal disability has been appointed under the laws of the State of residence of the claimant, payment may be made to any person who in the judgment of the Commission is responsible for the care of the claimant, and such payment shall be a bar to recovery by any other person.

“EXEMPTION FROM LEGAL PROCESSES

“SEC. 15. (a) None of the moneys mentioned in this Act shall be assignable, either in law or equity, or be subject to execution, levy, attachment, garnishment, or other legal process.

“(b) Notwithstanding any other provision of law, there shall be no recovery of any payments under this Act from any person when, in the judgment of the Commission, such person is without fault and such recovery would be contrary to equity and good conscience; nor shall there be any withholding of recovery of any moneys mentioned in this Act on account of any certification or payment made by any former employee of the United States in the discharge of his official duties unless the head of the department or agency on behalf of which the certification or payment was made certifies to the Commission that such certification or payment involved fraud on the part of such employee.

“ADMINISTRATION

Rules and regulation.

“SEC. 16. (a) This Act shall be administered by the Commission. Except as otherwise specifically provided herein, the Commission is hereby authorized and directed to perform, or cause to be performed, any and all acts and to make such rules and regulations as may be necessary and proper for the purpose of carrying the provisions of this Act into full force and effect.

“(b) Applications under this Act shall be in such form as the Commission shall prescribe, and shall be supported by such certificates from departments or agencies as the Commission may deem necessary to the determination of the rights of applicants. The Commission shall adjudicate all claims under this Act.

“(c) Questions of dependency and disability arising under this Act shall be determined by the Commission and its decisions with respect to such matters shall be final and conclusive and shall not be subject to review. The Commission may order or direct at any time such medical or other examinations as it shall deem necessary to determine the facts relative to the disability or dependency of any person receiving or applying for annuity under this Act, and may suspend or deny any such annuity for failure to submit to any such examination.

“(d) An appeal to the Commission shall lie from any administrative action or order affecting the rights or interests of any person or of the United States under this Act, the procedure on appeal to be prescribed by the Commission.

“(e) Fees for examinations made under the provisions of this Act, by physicians or surgeons who are not medical officers of the United States, shall be fixed by the Commission, and such fees, together with reasonable traveling and other expenses incurred in connection with such examinations, shall be paid out of the appropriations for the cost of administering this Act.

Fees for examinations.

“(f) The Commission shall publish an annual report upon the operations of this Act and shall include in each such report a statement with respect to the status of the fund on a normal cost plus interest basis.

Annual report.

“(g) The Commission is hereby authorized and directed to select three actuaries, to be known as the Board of Actuaries of the Civil Service Retirement System. It shall be the duty of such Board to report annually upon the actuarial status of the system and to furnish its advice and opinion on matters referred to it by the Commission, and it shall have the authority to recommend to the Commission and to the Congress such changes as in the Board's judgment may be deemed necessary to protect the public interest and maintain the system upon a sound financial basis. The Commission shall keep or cause to be kept such records as it deems necessary for making periodic actuarial valuations of the Civil Service Retirement System, and the Board shall make such valuations at intervals of five years, or oftener if deemed necessary by the Commission. The compensation of the members of the Board of Actuaries, exclusive of such members as are in the employ of the United States, shall be fixed by the Commission.

Actuaries.

“CIVIL SERVICE RETIREMENT AND DISABILITY FUND

“SEC. 17. (a) The fund is hereby appropriated for the payment of benefits as provided in this Act.

Appropriations.

“(b) The Secretary of the Treasury is hereby authorized to accept and credit to the fund moneys received in the form of donations, gifts, legacies, or bequests, or otherwise contributed for the benefit of civil-service employees generally.

Gifts.

“(c) The Secretary of the Treasury shall immediately invest in interest-bearing securities of the United States, such currently available portions of the fund as are not immediately required for payments from the fund, and the income derived from such investments shall constitute a part of the fund.

Investment.

“(d) The purposes for which obligations of the United States may be issued under the Second Liberty Bond Act, as amended, are hereby extended to authorize the issuance at par of public-debt obligations for purchase by the fund. Such obligations issued for purchase by the fund shall have maturities fixed with due regard for the needs of the fund and bear interest at a rate equal to the average rate of interest computed as to the end of the calendar month next preceding the date of such issue, borne by all marketable interest-bearing obligations of the United States then forming a part of the public debt that are not due or callable until after the expiration of five years from the date of original issue; except that where such average rate is not a multiple of one-eighth of 1 per centum, the rate of interest of such obligations shall be the multiple of one-eighth of 1 per centum nearest such average rate. Such obligations shall be issued for purchase by the fund only if the Secretary of the Treasury determines that the purchase in the market of other interest-bearing obligations of the United States, or of obligations guaranteed as to both principal and

40 Stat. 288.
31 USC 774.

interest by the United States on original issue or at the market price, is not in the public interest.

Estimates of appropriations.

"(e) The Commission shall submit estimates of the appropriations necessary to finance the fund on a normal cost plus interest basis and to continue this Act in full force and effect.

"SHORT TITLE

"SEC. 18. This Act may be cited as the 'Civil Service Retirement Act'."

MEMBERS OF FACULTY OF NAVAL ACADEMY

34 USC 1073-1073c-3.

Ante, p. 748.

SEC. 402. (a) On and after the effective date of this title persons employed as members of the civilian faculties of the United States Naval Academy and the United States Naval Postgraduate School shall be included within the terms of the Civil Service Retirement Act, and on and after that date the Act of January 16, 1936 (49 Stat. 1092), as amended, shall not apply to such persons.

(b) In lieu of the deposit prescribed by section 4 (c) of the Civil Service Retirement Act, an employee who by virtue of subsection (a) is included within the terms of such Act shall deposit, for service rendered prior to the effective date of this title as a member of the civilian faculty of the United States Naval Academy or of the United States Naval Postgraduate School, a sum equal to so much of the repurchase price of his annuity policy carried as required by the Act of January 16, 1936, as amended, as is based on the monthly allotments which were registered with the Navy Allotment Office toward the purchase of that annuity, the deposit to be made within six months after the effective date of this title. Should the deposit not be made within that period no credit shall be allowed under the Civil Service Retirement Act for service rendered as a member of the civilian faculty of the United States Naval Academy or of the United States Naval Postgraduate School subsequent to July 31, 1920, and prior to the effective date of this title. If the deposit is made, such service shall be held and considered to be service during which the employee was subject to the Civil Service Retirement Act.

CONTINUATION OF PRIOR RIGHTS

5 USC 691 note.

5 USC 693-1, 736c.

SEC. 403. Except as otherwise provided, the amendments made by this title shall not apply in the case of employees or Members retired or otherwise separated prior to its effective date, and the rights of such persons and their survivors shall continue in the same manner and to the same extent as if this title had not been enacted. In the case of any Member heretofore separated with title to an annuity under the Act of May 29, 1930, as amended, the annuity of such Member and of any survivor of such Member shall be computed, and shall be paid only from and after the effective date of this title, as if the Act of August 11, 1955 (69 Stat. 692), had been in effect on the date of the separation of such Member.

VICE PRESIDENT

Ante, p. 745.

SEC. 404. In the case of any person holding the office of Vice President on the effective date of this title, service performed in such office shall be considered service during which he was subject to the Civil Service Retirement Act for the purpose of section 3 (g) thereof.

FORFEITURE OF ANNUITIES OF PERSONS REMAINING OUTSIDE UNITED STATES
TO AVOID PROSECUTION

SEC. 405. The Act entitled "An Act to prohibit payment of annuities to officers and employees of the United States convicted of certain offenses, and for other purposes", approved September 1, 1954 (68 Stat. 1142), is amended by adding at the end of section 2 thereof a new subsection as follows:

5 USC 740b-
7401; 18 USC 3282.

"(c) In any case in which, after the date of enactment of this subsection, any person under indictment for any offense within the purview of the first section of this Act willfully remains outside the United States, its Territories, and possessions, for a period in excess of one year with knowledge of such indictment, no annuity or retired pay shall be paid, for any period subsequent to the end of such one-year period to such person or to the survivor or beneficiary of such person, on the basis of the service of such person, as an officer or employee of the Government unless and until a nolle prosequi to the entire indictment is entered upon the record or such person returns and thereafter the indictment is dismissed or after trial by court the accused is found not guilty of the offense or offenses charged in the indictment."

EFFECTIVE DATE

SEC. 406. This title shall take effect on the first day of the first month which begins more than sixty days after the date of enactment of this Act.

SHORT TITLE

SEC. 407. This title may be cited as the "Civil Service Retirement Act Amendments of 1956."

TITLE V—ADDITIONAL SCIENTIFIC AND
PROFESSIONAL POSITIONS

SEC. 501. (a) Subsections (a) and (b) of the first section of the Act of August 1, 1947 (61 Stat. 715; Public Law 313, Eightieth Congress), as amended, are amended to read as follows: "(a) the Secretary of Defense is authorized to establish and fix the compensation for not more than one hundred and twenty positions in the Department of Defense and not more than twenty-five positions in the National Security Agency, each such position being established to effectuate those research and development functions, relating to the national defense, military and naval medicine, and any and all other activities of the Department of Defense and the National Security Agency, as the case may be, which require the services of specially qualified scientific or professional personnel.

5 USC 171p and
note.

"(b) The Chairman of the National Advisory Committee for Aeronautics is authorized to establish and fix the compensation for, in the headquarters and research stations of the National Advisory Committee for Aeronautics, not to exceed thirty positions in the professional and scientific service, each such position being established in order to enable the National Advisory Committee for Aeronautics to secure and retain the services of specially qualified personnel necessary in the discharge of the duty of the Committee to supervise and direct the scientific study of the problems of flight with a view to their practical solution."

(b) Nothing contained in the amendment made to such Act of August 1, 1947, by subsection (a) of this section shall affect any position existing under authority of subsection (a) of the first section of such Act of August 1, 1947, as in effect immediately prior to the effective date of such amendment, the compensation attached to any such position, and any incumbent thereof, his appointment thereto, and his right to receive the compensation attached thereto, until appropriate action is taken under authority of subsection (a) of such first section of such Act of August 1, 1947, as contained in the amendment made by subsection (a) of this section.

SEC. 502. Section 505 (b) of the Classification Act of 1949, as amended (69 Stat. 179; 5 U. S. C., sec. 1105), is amended to read as follows:

GS-16, 17, 18.
Maximum numbers.

"(b) Subject to subsections (c), (d), and (e) of this section, a majority of the Civil Service Commissioners are authorized to establish and, from time to time, revise the maximum numbers of positions (not to exceed twelve hundred and twenty-six) which may be in grades 16, 17, and 18 of the General Schedule at any one time, except that under such authority such maximum number of positions shall not exceed three hundred and twenty-nine for grade 17 and one hundred and thirty for grade 18."

Report to Congress.

SEC. 503. (a) The United States Civil Service Commission, the Librarian of Congress, the Comptroller General of the United States, and the Director of the Federal Bureau of Investigation of the Department of Justice, respectively, with respect to those positions within the purview of subsections (b), (c), (d), and (e), respectively, of section 505 of the Classification Act of 1949, as amended, and the appropriate authority, with respect to those positions under jurisdiction of such authority which are allocated to or placed in grades 16, 17, and 18 of the General Schedule of the Classification Act of 1949, as amended (including such positions so allocated or placed on a temporary or present incumbency basis), under any provision of law (including any reorganization plan) other than the above-specified subsections, which is in effect on or after the date of enactment of this subsection, shall submit, so long as such provision of law or reorganization plan remains in effect, to the Congress, not later than February 1 of each year, a report which sets forth—

(1) the total number of such positions allocated to or placed in all of such grades during the immediately preceding calendar year, the total number of such positions allocated to or placed in each of such grades during such immediately preceding calendar year, and the total number of such positions in existence during such immediately preceding calendar year and the grades to or in which such total number of positions in existence are allocated or placed,

(2) the name, rate of compensation, and description of the qualifications of each incumbent of each such position, together with the position title and a statement of the duties and responsibilities performed by each such incumbent,

(3) the position or positions in or outside the Federal Government held by each such incumbent, and his rate or rates of compensation, during the five-year period immediately preceding the date of appointment of each such incumbent to such position, and

(4) such other information as the Commission, officer, or other appropriate authority submitting such report may deem appropriate or which may be required by the Congress or a committee thereof.

Nothing contained in this subsection shall require the resubmission of any information required under paragraphs (2) and (3) of this subsection which has been reported pursuant to this subsection and which remains unchanged.

(b) In any instance in which the Commission, officer, or other appropriate authority so required to submit such report may find full public disclosure of any or all of the above-specified items to be detrimental to the national security, such Commission, officer, or authority is authorized—

(1) to omit in such annual report those items with respect to which full public disclosure is found to be detrimental to the national security,

(2) to inform the Congress of such omission, and

(3) at the request of any congressional committee to which such report is referred, to present all information concerning such items.

Approved July 31, 1956, 5:10 p. m.

Public Law 855

CHAPTER 805

AN ACT

Making supplemental appropriations for the fiscal year ending June 30, 1957, and for other purposes.

July 31, 1956
[H. R. 12350]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, to supply supplemental appropriations (this Act may be cited as the "Second Supplemental Appropriation Act, 1957") for the fiscal year ending June 30, 1957, and for other purposes, namely:

Second Supplemental Appropriation Act, 1957.

CHAPTER I

DEPARTMENT OF AGRICULTURE

FARMERS' HOME ADMINISTRATION

SALARIES AND EXPENSES

For an additional amount for "Salaries and expenses", \$1,000,000: *Provided*, That this appropriation shall be available only upon enactment into law of H. R. 11544, Eighty-fourth Congress, or similar legislation amending the Bankhead-Jones Farm Tenant Act, as amended.

Post, p. 801.
50 Stat. 522.
7 USC 1000.

OFFICE OF THE GENERAL COUNSEL

SALARIES AND EXPENSES

For an additional amount for "Office of the General Counsel", \$45,000: *Provided*, That this appropriation shall be available only upon enactment into law of H. R. 11544, Eighty-fourth Congress, or similar legislation amending the Bankhead-Jones Farm Tenant Act, as amended.

Post, p. 801.
50 Stat. 522.
7 USC 1000.

RELATED AGENCIES

COMMISSION ON INCREASED INDUSTRIAL USE OF AGRICULTURAL PRODUCTS

For expenses necessary for the Commission on Increased Industrial Use of Agricultural Products, established by section 209 of the Act

of May 28, 1956 (70 Stat. 201), including services as authorized by the Act of August 2, 1946 (5 U. S. C. 55a), and expenses of attendance at meetings, \$150,000.

CHAPTER II

DEPARTMENT OF COMMERCE

CIVIL AERONAUTICS ADMINISTRATION

Operation and regulation: For an additional amount for "Operation and regulation," \$10,000,000; and the limitation under this head in the Department of Commerce and Related Agencies Appropriation Act, 1957, on the amount available for hire of aircraft is increased from "\$370,000" to "\$570,000".

Ante, p. 315.

Establishment of air navigation facilities: For an additional amount for "Establishment of air navigation facilities" \$35,000,000, to remain available until expended.

MARITIME ACTIVITIES

Ship construction: For an additional amount for "Ship construction" for design, construction, outfitting, and preparation for operation of a nuclear-powered merchant ship, \$18,000,000, to remain available until expended: *Provided*, That the limitation under this head in the Department of Commerce and Related Agencies Appropriation Act, 1957, on the amount which may be transferred to "Salaries and expenses," for administrative and warehouse expenses for the current fiscal year, is increased from "\$1,115,000" to "\$1,215,000": *Provided further*, That this paragraph shall be effective only upon enactment into law of H. R. 6243, Eighty-fourth Congress.

Ante, p. 317.

Ante, p. 731.

BUREAU OF PUBLIC ROADS

REIMBURSEMENT TO DISTRICT OF COLUMBIA

For reimbursement to the Highway Fund, District of Columbia, for part cost of construction of highway-railroad grade separation underpass at a point in the southeast section of the District of Columbia in the vicinity of East Capitol Street, \$200,000, to remain available until expended.

Federal-aid highways (Trust Fund): For carrying out the provisions of the Federal-Aid Road Act of July 11, 1916, as amended and supplemented, which are attributable to Federal-aid highways, to remain available until expended, not more than \$800,000,000, to be derived from the Highway Trust Fund; which sum is composed of \$186,500,000, the balance of the amount authorized to be appropriated for the fiscal year 1955, \$610,500,000, a part of the amount authorized to be appropriated for the fiscal year 1956, and \$30,401, \$14,097, \$1,034,766, and \$985,204, the latter sums being for reimbursement of the sums expended for the repair or reconstruction of highways and bridges which have been damaged or destroyed by floods, hurricanes, or landslides, as provided by Section 4 of the Act approved June 8, 1938, section 7 of the Act approved July 13, 1943, and Section 9 of the Act approved September 7, 1950, as amended (23 U. S. C. 13a, and 13b), and section 7 of the Act approved June 25, 1952, and \$935,532 for reimbursement of the sums expended for the design and construction of highway bridges upon and across dams in accordance with the Act of July 29, 1946 (60 Stat. 709): *Provided*, That at such time, but no later than June 30, 1957, as the

39 Stat. 355.
23 USC 9a note.

52 Stat. 634.
57 Stat. 561.
64 Stat. 789.

66 Stat. 161.

23 USC 64-69.

Secretary of the Treasury, after consulting with the Secretary of Commerce, determines that the amounts available and estimated to become available in the Highway Trust Fund during the fiscal year 1957 are sufficient for carrying out, on a current basis, the provisions of the Federal-Aid Road Act of July 11, 1916, as amended and supplemented, this appropriation shall reimburse the appropriations for "Federal-aid highways" for all expenditures subsequent to June 30, 1956.

39 Stat. 355.
23 USC 9a note.

FEDERAL-AID HIGHWAYS

Reduction in appropriations: The appropriation granted under this head in the Department of Commerce and Related Agencies Appropriation Act, 1957, and the unexpended balances as of June 30, 1956, of appropriations granted under this head for prior fiscal years are rescinded effective June 30, 1957, or such earlier date as all expenditures from such appropriations made after June 30, 1956, have been reimbursed by appropriations from the highway trust fund: *Provided*, That the sums rescinded shall revert to the general fund.

Ante, p. 320.

CHAPTER III

FOREIGN OPERATIONS

EXPORT-IMPORT BANK OF WASHINGTON

Not to exceed \$2,500 of the funds previously made available for Administrative Expenses of the Bank shall be available for the purchase of one motor vehicle for replacement only.

CHAPTER IV

INDEPENDENT OFFICES

PRESIDENT'S ADVISORY COMMISSION ON PRESIDENTIAL OFFICE SPACE

SALARIES AND EXPENSES

For expenses necessary for the President's Advisory Commission on Presidential Office Space, \$20,000: *Provided*, That this paragraph shall be effective only upon enactment into law of S. 4228, 84th Congress, or similar legislation.

GENERAL SERVICES ADMINISTRATION

Operating expenses, Public Buildings Service: For an additional amount for "Operating expenses, Public Buildings Service", \$2,500,000.

HOUSING AND HOME FINANCE AGENCY

FLOOD INSURANCE

For expenses necessary to carry out the Federal Flood Insurance Act of 1956, including rent in the District of Columbia; services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), at rates not to exceed \$50 per diem for individuals; and expenses of attendance at meetings of organizations concerned with the work under this appropriation; \$500,000: *Provided*, That this appropriation shall be effective only upon the enactment into law of the Federal Flood Insurance Act of 1956 (S. 3732, Eighty-fourth Congress).

60 Stat. 810.

PUBLIC HOUSING ADMINISTRATION

Ante, p. 355.

Administration expenses: For an additional amount for "Administrative expenses", \$200,000 and the limitation under this head in title II of the Independent Offices Appropriation Act, 1957, on administrative expenses of the Public Housing Administration is increased from "\$12,475,000" to "\$12,675,000" and the limitation thereunder on the amount available for expenses of travel is increased from "\$950,000" to "\$980,000": *Provided*, That this paragraph shall be effective only upon the enactment into law of legislation authorizing the Administration to enter into new contracts for loans and annual contributions after July 31, 1956.

FEDERAL NATIONAL MORTGAGE ASSOCIATION

Ante, p. 354.

The limitation under this head in title II of the Independent Offices Appropriation Act, 1957, on administrative expenses of the Association is increased from "\$3,775,000" to "\$4,025,000", and the limitation thereunder on expenses of travel is increased from "\$150,000" to "\$175,000": *Provided*, That \$100,000 of the foregoing increase in administrative expenses shall be available only upon the enactment into law of the amendments to subsection 303 (b) of the National Housing Act, as amended, contained in S. 3855, Eighty-fourth Congress, with respect to nonrefundable capital contributions by mortgage sellers, or legislation of similar effect.

CHAPTER V

DEPARTMENT OF THE INTERIOR AND RELATED AGENCIES

DEPARTMENT OF THE INTERIOR

OFFICE OF THE SECRETARY

ACQUISITION OF STRATEGIC MINERALS

Ante, p. 579.

60 Stat. 810.

For necessary expenses in carrying out the provisions of the "Domestic Tungsten, Asbestos, Fluorspar, and Columbium-Tantalum Production and Purchase Act of 1956" (Public Law 733, approved July 19, 1956), including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), \$21,000,000, to remain available until December 31, 1958: *Provided*, That this appropriation shall not be available for expenses incurred in connection with materials procured under said Act after their transfer to the strategic or supplemental stockpile.

BUREAU OF INDIAN AFFAIRS

RESOURCES MANAGEMENT

For an additional amount for "Resources management", \$250,000.

PAYMENT TO PINE RIDGE SIOUX TRIBE OF INDIANS

For payments, as authorized by law, to certain members of the Pine Ridge Sioux Tribe of Indians, in settlement of their claims for damages resulting from the establishment of the Pine Ridge aerial gunnery range, \$437,500, to remain available until expended.

FISH AND WILDLIFE SERVICE

CONSTRUCTION

For an additional amount for "Construction", \$1,060,000, to remain available until expended.

FISHERIES LOAN FUND

For initial capital for the fisheries loan fund, for financing and refinancing of operations, maintenance, replacement, repair, and equipment of fishing gear and vessels; and for research into the basic problems of fisheries, as authorized by law, \$10,000,000, of which not to exceed \$250,000 shall be available for administrative expenses: *Provided*, That this paragraph shall be effective only upon enactment into law of S. 3275, Eighty-fourth Congress, or similar legislation.

DEPARTMENT OF AGRICULTURE

FOREST SERVICE

ACQUISITION OF LANDS FOR CACHE NATIONAL FOREST

For the acquisition of lands within the boundaries of the Cache National Forest, Utah, \$50,000, to remain available until expended.

RELATED AGENCIES

ALEXANDER HAMILTON BICENTENNIAL COMMISSION

For an additional amount for "Alexander Hamilton Bicentennial Commission", \$40,000, to remain available until expended: *Provided*, That section 7 of the joint resolution entitled "Joint resolution to establish a commission for the celebration of the two hundredth anniversary of the birth of Alexander Hamilton", approved August 20, 1954, is amended to read as follows:

"SEC. 7. There are hereby authorized to be appropriated such sums, not to exceed \$25,000, in addition to the sum of \$175,000 heretofore authorized to be appropriated, as the Congress may determine to be necessary to carry out the provisions of this joint resolution."

68 Stat. 747.

Appropriation authorized.

THEODORE ROOSEVELT CENTENNIAL COMMISSION

For an additional amount for "Theodore Roosevelt Centennial Commission", \$163,400, to remain available until expended: *Provided*, That this paragraph shall become effective only upon the enactment into law of S. 3386, Eighty-fourth Congress.

BOOKER T. WASHINGTON CENTENNIAL COMMISSION

For necessary expenses of the Booker T. Washington Centennial Commission to carry out the year-long celebration of the one hundredth anniversary of the birth of Booker T. Washington and to promote the spirit of interracial goodwill, and revive interest in the practical policies, programs, principles, and philosophies of Booker T. Washington, \$225,000, to remain available until expended.

CHAPTER VI DEPARTMENT OF LABOR

OFFICE OF THE SOLICITOR

Ante, p. 397. Salaries and expenses: For an additional amount for "Salaries and expenses", \$300,000, to be derived from the Highway Trust Fund created by section 209 of the Highway Revenue Act of 1956.

BUREAU OF EMPLOYEES' COMPENSATION

44 Stat. 1444.
33 USC 944.
Ante, p. 425. Salaries and expenses: Not to exceed \$47,000 may be derived from the fund created by section 44 of the Longshoremen's and Harbor Workers' Compensation Act, as amended (33 U. S. C. 906), for the purposes of the appropriation granted under this head in the Department of Labor Appropriation Act, 1957.

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

OFFICE OF EDUCATION

Promotion and further development of vocational education: For an additional amount for "Promotion and further development of vocational education" for grants to States for extension and improvement of practical nurse training, \$2,000,000: *Provided*, That this paragraph shall be effective only upon enactment of S. 3958, Eighty-fourth Congress.

Ante, p. 293. Grants for library services: For grants to the States pursuant to the Act of June 19, 1956 (Public Law 597), \$2,050,000.

Payments to school districts: For an additional amount for "Payments to school districts", \$34,050,000.

67 Stat. 522.
20 USC 291-311. Assistance for school construction: For an additional amount for providing school facilities and for grants to local educational agencies in federally affected areas, as authorized by title III and title IV of the Act of September 23, 1950, as amended, including payments upon applications filed on or before June 30, 1956, and not to exceed \$500,000 for necessary expenses of technical services rendered by other agencies and not to exceed \$15,000,000 for title IV, \$108,500,000, to remain available until expended: *Provided*, That no part of this appropriation shall be available for salaries or other direct expenses of the Department of Health, Education, and Welfare: *Provided further*, That this paragraph shall be effective only upon enactment into law of H. R. 11695, Eighty-fourth Congress, or similar legislation.

Salaries and expenses: For an additional amount for "Salaries and expenses", \$270,000: *Provided*, That of this amount (a) \$85,000 shall be available only upon enactment into law of H. R. 11695, Eighty-fourth Congress, or similar legislation, and (b) \$45,000 shall be available only upon enactment of H. R. 11549 or S. 3958, Eighty-fourth Congress.

60 Stat. 810. Salaries and expenses: For salaries and expenses for the President's Committee on Education Beyond the High School, including services as authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a), and expenses of attendance at meetings, \$150,000.

OFFICE OF VOCATIONAL REHABILITATION

68 Stat. 655.
29 USC 34. For an additional amount for "Grants to States and other agencies", \$1,000,000, for grants for special projects under section 4 (a) (2): *Provided*, That not more than \$2 of these funds shall be expended for any project for each \$1 that the grantee, or the grantee and the State,

expends for the same purpose: *Provided further*, That this paragraph shall be effective only upon enactment of S. 3875, Eighty-fourth Congress.

PUBLIC HEALTH SERVICE

Assistance to States, general: For an additional amount for "Assistance to States, general", including \$1,000,000 for grants for graduate training of professional public health personnel, pursuant to the provisions of the Health Amendments Act of 1956, \$1,040,000: *Provided*, That this paragraph shall be effective only upon the enactment into law of S. 3958, Eighty-fourth Congress.

Grants for waste treatment works construction: For payments under section 6 of the Water Pollution Control Act, as amended, \$50,000,000, to remain available only until June 30, 1958.

Ante, p. 502.

Sanitary engineering activities: For an additional amount for "Sanitary engineering activities", for carrying out the purposes of the Act of July 9, 1956 (Public Law 660), not otherwise provided for, \$3,000,000, including \$1,800,000 for grants to States and \$200,000 for grants to interstate agencies.

Ante, p. 498.

Hospitals and medical care: For an additional amount for "Hospitals and medical care," including \$2,000,000 for grants for advanced training of professional nurses, pursuant to the provisions of the Health Amendments Act of 1956, \$2,050,000: *Provided*, That this paragraph shall be effective only upon the enactment into law of S. 3958, Eighty-fourth Congress.

Operating expenses, National Institutes of Health: For an additional amount for "Operating expenses, National Institutes of Health", \$200,000, for administration of the Health Research Facilities Act of 1956: *Provided*, That this paragraph shall be effective only upon enactment of S. 849, Eighty-fourth Congress.

Ante, p. 717.

Construction of dental research building: For the preparation of plans and specifications for construction of buildings and facilities for the National Institute of Dental Research, in accordance with the National Dental Research Act, as amended (42 U. S. C. 288), \$200,000.

62 Stat. 598.

Grants for construction of health research facilities: For grants pursuant to the Health Research Facilities Act of 1956, \$30,000,000: *Provided*, That this appropriation shall be available only upon enactment into law of S. 849, Eighty-fourth Congress.

Ante, p. 717.

Construction of animal quarters: For construction of facilities for housing animals for the National Institutes of Health, including preparation of plans, equipment, and the temporary diversion of such facilities for office space, \$1,371,000.

General office building: For plans and specifications preparatory to construction of a general office building, National Institutes of Health, \$300,000.

Construction of library facilities: For the preparation of plans, specifications, and drawings for the National Library of Medicine, \$350,000: *Provided*, That this appropriation shall become effective only upon enactment into law of S. 3430, Eighty-fourth Congress.

CHAPTER VII

PUBLIC WORKS

ATOMIC ENERGY COMMISSION

OPERATING EXPENSES

For necessary operating expenses of the Commission in carrying out the purposes of the Atomic Energy Act of 1954, including the

68 Stat. 919.
42 U S C 2011
note.

60 Stat. 810.

69 Stat. 471.
Confidential ex-
penditures.Transfer of
funds.Community man-
agement and trans-
portation fees.

employment of aliens; rental in or near the District of Columbia; services authorized by section 15 of the Act of August 2, 1946 (5 U. S. C. 55a); purchase of equipment; purchase, maintenance, and operation of aircraft; publication and dissemination of atomic information; purchase, repair, and cleaning of uniforms; purchase of newspapers and periodicals (not to exceed \$5,000); official entertainment expenses (not to exceed \$15,000); not to exceed \$3,500,000 for expenses of travel, including expenses of attendance at meetings of organizations concerned with the function or activity for which this appropriation is made; reimbursement of the General Services Administration for security guard services; not to exceed \$44,150,000 for personal services; purchase (not to exceed three hundred and six for replacement only) and hire of passenger motor vehicles; \$1,740,400,000, together with the unexpended balances, as of June 30, 1956, of prior year appropriations made available under this head to the Atomic Energy Commission, and, in addition, any moneys (except sums received from disposal of property under the Atomic Energy Community Act of 1955 (42 U. S. C. 2301)) received by the Commission, notwithstanding the provisions of section 3617 of the Revised Statutes (31 U. S. C. 484): *Provided*, That of such amounts \$100,000 may be expended for objects of a confidential nature and in any such case the certificate of the Commission as to the amount of the expenditure and that it is deemed inadvisable to specify the nature thereof shall be deemed a sufficient voucher for the sum therein expressed to have been expended: *Provided further*, That from this appropriation transfers of sums may be made to other agencies of the Government for the performance of the work for which this appropriation is made, and in such cases the sums so transferred may be merged with the appropriation to which transferred: *Provided further*, That no part of this appropriation shall be used in connection with the payment of a fixed fee to any contractor or firm of contractors engaged under a cost-plus-a-fixed-fee contract or contracts at any installation of the Commission, where that fee for community management is at a rate in excess of \$90,000 per annum, or for the operation of a transportation system where that fee is at a rate in excess of \$45,000 per annum.

PLANT ACQUISITION AND CONSTRUCTION

68 Stat. 919.
42 USC 2011
note.

For expenses of the Commission in connection with the purchase and construction of plant and other expenses incidental thereto necessary in carrying out the purposes of the Atomic Energy Act of 1954, including the acquisition or condemnation of any real property or any facility or for plant or facility acquisition, construction, or expansion; and hire of passenger motor vehicles; \$158,300,000, to remain available until expended: *Provided*, That the obligated balance as of June 30, 1956, of amounts included in appropriations to the Atomic Energy Commission for "Plant and equipment", for the activity "Equipment not included in construction projects", shall be transferred to and merged with the appropriation for "Operating expenses", and the remaining balance of such appropriations shall be merged with this appropriation: *Provided further*, That, in the event additional feed materials capacity is constructed by private industry with its own funds, the amounts included in this appropriation for such construction may be transferred to the appropriation for "Operating expenses".

GENERAL PROVISIONS

Procurement fi-
nancing.

Any appropriation available under this or any other Act to the Atomic Energy Commission may initially be used subject to limitations in this Act during the fiscal year 1957 to finance the procurement

of materials, services, or other costs which are a part of work or activities for which funds have been provided in any other appropriation available to the Commission: *Provided*, That appropriate transfers or adjustments between such appropriations shall subsequently be made for such costs on the basis of actual application determined in accordance with generally accepted accounting principles.

Transfer of
funds.

Not to exceed 5 per centum of any appropriation herein made to the Atomic Energy Commission may be transferred to any other such appropriation, but no such appropriation shall be increased by more than 5 per centum by any such transfers, and any such transfers shall be reported promptly to the Appropriations Committees of the House and Senate.

No part of any appropriation herein made to the Atomic Energy Commission shall be used to confer a fellowship on any person who advocates or who is a member of an organization or party that advocates the overthrow of the Government of the United States by force or violence or with respect to whom the Commission finds, upon investigation and report by the Civil Service Commission on the character, associations, and loyalty of whom, that reasonable grounds exist for belief that such person is disloyal to the Government of the United States: *Provided*, That any person who advocates or who is a member of an organization or party that advocates the overthrow of the Government of the United States by force or violence and accepts employment or a fellowship the salary, wages, stipend, grant, or expenses for which are paid from any appropriation contained herein shall be guilty of a felony and, upon conviction, shall be fined not more than \$1,000 or imprisoned for not more than one year, or both: *Provided further*, That the above penal clause shall be in addition to, and not in substitution for, any other provisions of existing law.

Fellowships.
Disloyalty re-
strictions.

DEPARTMENT OF THE INTERIOR

OFFICE OF THE SECRETARY

OPERATION AND MAINTENANCE, SOUTHEASTERN POWER ADMINISTRATION

For an additional amount for "Operation and maintenance, Southeastern Power Administration", \$500,000.

BONNEVILLE POWER ADMINISTRATION

OPERATION AND MAINTENANCE

For an additional amount for "Operation and maintenance", \$195,000.

BUREAU OF RECLAMATION

CONSTRUCTION AND REHABILITATION

For an additional amount for "Construction and rehabilitation", \$12,750,000, of which not to exceed \$25,000 shall be available for the construction of safety and public use facilities at the Alamogordo Dam, Carlsbad Project, New Mexico; and not to exceed \$25,000 shall be available for the construction of safety and public use facilities at the Dickinson Unit, North Dakota, Missouri River Basin Project.

ADMINISTRATIVE PROVISIONS

The Secretary of Commerce is hereby authorized to participate in the construction of the bridge required in the construction of the Glen

23 USC 64-69. Canyon Unit, Arizona, Colorado River storage project; and may transfer for this purpose to the Secretary of the Interior funds available for the construction of public lands highways: *Provided*, That the amount transferred shall not exceed the cost of placing such bridge upon and across the dam under the provisions of the Act of July 29, 1946 (60 Stat. 709; 21 U. S. C. 64-70).

DEPARTMENT OF DEFENSE—CIVIL FUNCTIONS

DEPARTMENT OF THE ARMY

RIVERS AND HARBORS AND FLOOD CONTROL

CONSTRUCTION, GENERAL

For an additional amount for "Construction, general", \$2,520,000.

CHAPTER VIII

DEPARTMENT OF STATE

CONTRIBUTIONS TO INTERNATIONAL ORGANIZATIONS

Ante, p. 523. Appropriations granted under this head for the fiscal year 1957 shall be available for contributions to the North Atlantic Treaty Parliamentary Conference, as authorized by the Act of July 11, 1956 (Public Law 689), in an amount not to exceed \$6,000.

MISSIONS TO INTERNATIONAL ORGANIZATIONS

For an additional amount for "Missions to international organizations", \$30,000.

CLEVELAND PAN AMERICAN GAMES

Ante, p. 715. For necessary expenses of the III Pan American Games, 1959, \$100,000, to remain available until expended: *Provided*, That this appropriation shall be effective only upon the enactment into law of the III Pan American Games Act of 1956 (S. J. Resolution 186, 84th Congress) or similar legislation.

RELATED AGENCIES

FUNDS APPROPRIATED TO THE PRESIDENT

PRESIDENT'S SPECIAL INTERNATIONAL PROGRAM

Post, p. 778. For an additional amount for the "President's Special International Program", for United States participation in the Universal and International Exhibition of Brussels, 1958, \$4,000,000, to remain available until expended: *Provided*, That this paragraph shall be effective only upon enactment into law of S. 3116, Eighty-fourth Congress, or similar legislation.

CHAPTER IX

TREASURY DEPARTMENT

BUREAU OF NARCOTICS

Salaries and expenses: For an additional amount for "Salaries and expenses", \$200,000.

CHAPTER X

DISTRICT OF COLUMBIA

SETTLEMENT OF CLAIMS AND SUITS

For the payment of claims in excess of \$250, approved by the Commissioners in accordance with the provisions of the Act of February 11, 1929, as amended (45 Stat. 1160; 46 Stat. 500; 65 Stat. 131), \$10,000. D. C. Code 1-902
to 1-905.

DIVISION OF EXPENSES

The sum appropriated in this Act for the District of Columbia shall be paid out of the general fund of the District of Columbia, as defined in the District of Columbia Appropriation Act for fiscal year 1957. Ante, p. 439.

CHAPTER XI

LEGISLATIVE BRANCH

HOUSE OF REPRESENTATIVES

CONTINGENT EXPENSES OF THE HOUSE

Joint Committee on Internal Revenue Taxation: For an additional amount for the Joint Committee on Internal Revenue Taxation, \$50,000.

CHAPTER XII

CLAIMS FOR DAMAGES, AUDITED CLAIMS, AND JUDGMENTS

For payment of claims for damages as settled and determined by departments and agencies in accord with law, audited claims certified to be due by the General Accounting Office, and judgments rendered against the United States by United States district courts and the United States Court of Claims, as set forth in Senate Document Numbered 143, Eighty-fourth Congress, \$1,312,538, together with such amounts as may be necessary to pay interest (as and when specified in such judgments or in certain of the settlements of the General Accounting Office or provided by law) and such additional sums due to increases in rates of exchange as may be necessary to pay claims in foreign currency: *Provided*, That no judgment herein appropriated for shall be paid until it shall have become final and conclusive against the United States by failure of the parties to appeal or otherwise: *Provided further*, That, unless otherwise specifically required by law or by the judgment, payment of interest wherever appropriated for herein shall not continue for more than thirty days after the date of approval of this Act.

Approved July 31, 1956.

Public Law 856

CHAPTER 807

JOINT RESOLUTION

Approving the relinquishments of the consular jurisdiction of the United States in Morocco.

August 1, 1956
[S. J. Res. 165]

Whereas the laws of the United States invest the ministers and consuls of the United States in certain countries, including Morocco, with judicial authority so far as the exercise of the same is allowed by

treaty with such countries and in accordance with usage in such countries; and

8 Stat. 484.
34 Stat. 2905.

Whereas the consuls of the United States in Morocco are permitted to exercise jurisdiction over American nationals under the treaty between the United States and Morocco signed September 16, 1836, and the Act of Algeciras signed April 7, 1906; and the exercise by custom and usage the same jurisdiction over subjects of Morocco or others who may be designated as "proteges" under the Convention of Madrid signed July 3, 1880; and

Whereas Morocco is now the only foreign country where the consuls of the United States exercise such jurisdiction; and

Whereas it is the policy of the United States to discontinue the exercise of extraterritorial jurisdiction in Morocco at such time as it becomes appropriate: Therefore be it

Relinquishment
of consular juris-
diction in Moroc-
co.

22 USC 141-183.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the relinquishment by the President, at such time as he considers this appropriate, of the consular jurisdiction of the United States in Morocco is hereby approved and sections 1693, 4083 to 4091, inclusive, 4097 to 4122, inclusive, and 4125 to 4130, inclusive, of the Revised Statutes, as amended, are repealed effective upon the date which the President determines to be appropriate for the relinquishment of such jurisdiction, except so far as may be necessary to dispose of cases then pending in the consular courts in Morocco.

Approved August 1, 1956.

Public Law 857

CHAPTER 808

AN ACT

August 1, 1956
[S. 3658]

To amend the Act of May 11, 1938 (52 Stat. 347), so as to authorize, by agreement, the subsurface storage of oil or gas in restricted Indian lands, tribal or allotted.

Indian lands.
Subsurface stor-
age of oil or gas.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of May 11, 1938 (52 Stat. 347), is amended by adding at the end thereof (25 U. S. C. 396d) a new section 8 as follows:

"The Secretary of the Interior, to avoid waste or to promote the conservation of natural resources or the welfare of the Indians, is hereby authorized in his discretion to approve leases of lands that are subject to lease under section 1 of this Act or the Act of March 3, 1909 (35 Stat. 783, 25 U. S. C. 396), for the subsurface storage of oil and gas, irrespective of the lands from which initially produced, and the Secretary is hereby authorized, in order to provide for the subsurface storage of oil or gas, to approve modifications, amendments, or extensions of the oil and gas or other mining lease(s), if any, in effect as to restricted Indian lands, tribal or allotted, and may promulgate rules and regulations consistent with such leases, modifications, amendments, and extensions, relating to the storage of oil or gas thereunder. Any such leases may provide for the payment of a storage fee or rental on such stored oil or gas or, in lieu of such fee or rental, for a royalty other than that prescribed in the lease when such stored oil or gas is produced in conjunction with oil or gas not previously produced. It may be provided that any oil and gas lease under which storage of oil or gas is so authorized shall be continued in effect at least for the period of such storage use and so long thereafter as oil or gas not previously produced is produced in paying quantities."

Approved August 1, 1956.

Public Law 858

CHAPTER 809

AN ACT

To authorize the Secretary of the Interior to construct, operate, and maintain the Washoe reclamation project, Nevada and California.

August 1, 1956
[S. 497]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, for the purposes of furnishing water for the irrigation of approximately fifty thousand acres of land in the Carson and Truckee River Basins, Nevada and California, providing drainage service to approximately thirty-one thousand acres of land therein, firming the existing water supplies of lands under the Truckee River storage project and the Newlands project, controlling floods, providing hydroelectric power, development of fish and wildlife resources, and for other beneficial purposes, the Secretary of the Interior is authorized to construct, operate, and maintain the Washoe reclamation project consisting of two principal reservoirs at the Stampede and Watasheamu sites, together with other necessary works for the impounding, diversion, and the delivery of water, the generation and transmission of hydroelectric power, and the drainage of lands. The dam at the Stampede site shall be so constructed as to permit its ultimate enlargement to a height at which the reservoir will have a capacity of approximately one hundred and seventy-five thousand acre-feet.

Washoe reclamation project, Nev.-Calif.

SEC. 2. (a) In constructing, operating, and maintaining the works authorized in section 1 of this Act, the Secretary shall be governed by the Federal reclamation laws (Act of June 17, 1902, 32 Stat. 389, and Acts amendatory thereof or supplementary thereto) except as is otherwise provided in this Act.

43 USC 371 note.

(b) Any contract entered into under section 9, subsection (d) of the Reclamation Project Act of 1939 (53 Stat. 1187, 1193; 43 U. S. C., 1952 edition, sec. 458h) for payment of those portions of the costs of constructing, operating, and maintaining the Washoe reclamation project which are properly allocable to irrigation and drainage and which are assigned to be paid by the contracting organization may provide for the repayment of the portion of the construction cost of the project assigned to any project contract unit or, if the contract unit be divided into two or more irrigation or drainage blocks, to any such block over a period of not more than fifty years, exclusive of any permissible development period, or as near thereto as is consistent with the adoption and operation of a variable payment formula which, being based on full repayment within the period stated under normal conditions, permits variance in the required annual payments in the light of economic factors pertinent to the ability of the organization to pay: *Provided*, That any contract for a supplemental water supply for irrigation under this Act may omit provisions complying with the third sentence of paragraph (a) of section 46 of the Act of May 25, 1926 (44 Stat. 649) if such contract, in lieu of such provisions, provides that the pro rata share of the irrigation allocation which is attributable to furnishing irrigation benefits, in each particular year, to land held in private ownership by any one owner in excess of one hundred and sixty irrigated acres, shall be returned with interest determined in accordance with subparagraph (c) of this section, except that such payment for the excess lands shall not exceed an amount equal to the increased payment capacity of the excess lands, as determined by the Secretary of the Interior, resulting from the supplemental water supply.

Contract.

43 USC 485h.

Supplemental water supply.

43 USC 423e.

(c) Notwithstanding any other provision of law to the contrary, all net revenues derived from the sale of commercial power from the Washoe reclamation project shall be applied, first, to the amortization of that portion of the cost of constructing the project which is allocated

Net revenues.

to commercial power with interest on the unamortized balance thereof at the average rate (which rate shall be certified by the Secretary of the Treasury) paid by the United States on its marketable long-term securities outstanding on the date of this Act, and thereafter to the amortization of that portion of the cost of constructing the project which is allocated to irrigation but which is beyond the ability of the contracting irrigation organizations to repay as provided above, including interest that would have been paid by the irrigators on that portion of the irrigation allocation attributable to furnishing irrigation benefits to excess lands which is not repaid under section 2 (b) above: *Provided*, That the Secretary, prior to the delivery of project water supplies, shall have entered into a contract or contracts with an organization or organizations as defined in paragraph 2 (g) of the Reclamation Project Act of 1939 (53 Stat. 1187) which have the capacity to levy assessments upon all taxable real property located within their boundaries to assist in making repayments.

43 USC 485a.

Alpine County,
Calif.

(d) Water users in Alpine County, California, shall have the opportunity to contract for project water made available by the Watasheam Reservoir before such project water is offered for the development of any new land in Nevada. Should any such project water be contracted for by Alpine County water users, then in that event such users shall be permitted to exchange such water for existing rights to natural flow or stored water of the West Carson River.

Little Truckee
River.

(e) The use of waters of the Little Truckee River solely for the generation of electric power by the Washoe project shall not impair or preclude the appropriation of such waters in the future for beneficial consumptive use within the Little Truckee River watershed in California to the same extent as such waters may be presently available for such appropriation in the State of California: *Provided*, That if and when an interstate compact covering the distribution and use of the waters of the Truckee and Carson Rivers is approved by the Legislatures of the States of California and Nevada and is consented to by Congress, the operation of the Washoe reclamation project shall be in conformance with such compact, and the foregoing restriction shall not apply.

Facilities for
access, public
health, etc.

SEC. 3. The Secretary is authorized to investigate, plan, construct, operate, and maintain minimum basic facilities for access to, and for the maintenance of public health and safety and the protection of public property on, lands withdrawn or acquired for the development of the Washoe project, to conserve the scenery and natural, historic, and archeologic objects, and to provide for public use and enjoyment of the same and of the water areas created by this project by such means as are consistent with its primary purposes. The Secretary is authorized to withdraw from entry or other disposition under the public land laws such public lands as are necessary for the construction, operation, and maintenance of said minimum basic facilities and for the other purposes specified in this section and to dispose of such lands to Federal, State, and local governmental agencies by lease, transfer, exchange, or conveyance upon such terms and conditions as will best promote their development and operation in the public interest. The Secretary is further authorized to investigate the need for acquiring other lands for said purposes and to report thereon to the Committees on Interior and Insular Affairs of the Senate and House of Representatives, but no lands shall be acquired solely for any of these purposes other than access to project lands and the maintenance of public health and safety and the protection of public property thereon without further authorization by the Congress. All costs incurred pursuant to this section shall be nonreimbursable and nonreturnable.

Report to Con-
gressional com-
mittees.

SEC. 4. Facilities shall be provided for the development of the fish and wildlife resources of the project area including facilities to permit increased minimum water releases from Lake Tahoe and restoration of the Pyramid Lake fishery. The cost of such facilities, including operation and maintenance, shall be nonreimbursable. The cost to the Federal Government of constructing these facilities shall not exceed \$2,000,000. This amount shall not include the cost of measures undertaken, pursuant to section 2 of the Act of August 14, 1946 (60 Stat. 1080, 16 U. S. C. 661a), to mitigate damages to fish and wildlife resources occasioned by the Washoe project as authorized by section 1 of this Act.

Fish and wild-
life resources.

Limitation.

16 USC 662.

Appropriation.

SEC. 5. There is hereby authorized to be appropriated for construction of the Washoe reclamation project the sum of \$43,700,000 plus such amounts, if any, as may be required by reason of changes in construction costs as indicated by engineering cost indices applicable to the types of construction involved therein and, in addition thereto, such sums as may be required to operate and maintain the project: *Provided*, That the appropriation of funds for the construction, operation, or maintenance of facilities authorized by section 4 of this Act shall not be from the reclamation fund.

Approved August 1, 1956.

Public Law 859

CHAPTER 810

AN ACT

To authorize the Administrator of General Services to convey certain lands in the State of Rhode Island to the town of North Kingstown, Rhode Island.

August 1, 1956
[S. 3195]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of General Services is authorized and directed to convey by quitclaim deed to the town of North Kingstown, Rhode Island, all right, title, and interest of the United States in and to approximately three and four-tenths acres of land, including improvements thereon, in such town, upon payment by said town of the fair market value of said property as determined by said Administrator after competent appraisal and upon such terms and conditions as may in the determination of said Administrator be necessary to protect the interest of the United States. Such land, which is part of a tract formerly held by the Department of the Navy and declared surplus to the needs of such Department, is more particularly described as follows: Beginning at a point in the easterly line of Post Road which point is 100 feet northerly from a concrete bound at the northwest corner of land now or formerly of Dot Seafood Company; thence the line runs in a northerly direction 500 feet bounded westerly by said Post Road; thence turning an interior angle of 90 degrees, 5 minutes, 20 seconds, the line runs in an easterly direction 262.74 feet; thence turning an interior angle of 96 degrees, 32 minutes, 1 second, the line runs in a southerly direction 503.27 feet; thence turning an interior angle of 83 degrees, 27 minutes, 59 seconds, the line runs in a westerly direction 320.0 feet to the point of beginning; said line being 100 feet from and parallel to the northerly line of land now or formerly of the Dot Seafood Company and making an interior angle of 89 degrees, 54 minutes, 40 seconds with the first described line; the last three courses being bounded northerly, easterly and southerly by land of the United States of America. The above-described tract contains three and four-tenths acres more or less.

North Kingstown,
R. I.
Conveyance.

Approved August 1, 1956.

Public Law 860

CHAPTER 811

AN ACT

August 1, 1956
[S. 3116]

To provide for the promotion and strengthening of international relations through cultural and athletic exchanges and participation in international fairs and festivals.

International
Cultural Exchange
and Trade Fair Part-
icipation Act of
1956.
Purpose.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "International Cultural Exchange and Trade Fair Participation Act of 1956".

SEC. 2. The purpose of this Act is to strengthen the ties which unite us with other nations by demonstrating the cultural interests, developments, and achievements of the people of the United States, and the contributions being made by the United States economic and social system toward a peaceful and more fruitful life for its own people and other people throughout the world; and thus to assist in the development of friendly, sympathetic, and peaceful relations between the United States and the other countries of the world.

SEC. 3. The President is authorized to provide for—

(1) tours in countries abroad by creative and performing artists and athletes from the United States, individually and in groups, representing any field of the arts, sports, or any other form of cultural attainment;

(2) United States representation in artistic, dramatic, musical, sports, and other cultural festivals, competitions, and like exhibitions abroad;

(3) United States participation in international fairs and expositions abroad, including trade and industrial fairs and other public or private demonstrations of United States industrial accomplishments and cultural attainments: *Provided*, That in order to appropriately represent the United States in connection with participation in the Brussels Universal and International Exhibition to be held at Brussels, Belgium, in 1958, the President is authorized to appoint or designate a Commissioner General, by and with the advice and consent of the Senate, and not to exceed two other principal representatives, who shall receive compensation, allowances, and benefits as determined by the President but not in excess of that received by a chief of mission at a class 2 post, pursuant to the Foreign Service Act of 1946, as amended (22 U. S. C. 801): *Provided further*, That no officer of the United States Government who is designated under the foregoing proviso as Commissioner General or as a principal representative shall be entitled to receive such compensation; and

(4) publicity and promotion (including representation) abroad of activities of the type provided for herein.

Commissioner
General.

60 Stat. 999.

Participation en-
couraged.

SEC. 4. To the maximum extent feasible (1) private individuals, firms, associations, agencies, and other groups shall be encouraged to make contributions of funds, property, and services (which shall be available to carry out this Act) and otherwise to participate in carrying out this Act, and (2) funds appropriated pursuant to section 5 shall be used to contribute toward meeting the expenses of activities carried out through normal private channels and by private means.

Appropriation.

SEC. 5. There are hereby authorized to be appropriated, to remain available until expended, such sums as may be necessary to carry out this Act.

62 Stat. 11,
22 USC 1471-
1473.

SEC. 6. In carrying out this Act, the provisions of title VIII of the United States Information and Educational Exchange Act of 1948 may be utilized to the extent the President deems necessary.

SEC. 7. The President is authorized to provide for all necessary expenditures involved in the selection, purchase, rental, construction, or other acquisition of exhibits and materials and equipment therefor, and the actual display thereof, including but not limited to costs of transportation, insurance, installation, safekeeping, and storage, maintenance and operation, rental of space, and dismantling.

Expenditures.

SEC. 8. Whenever the President determines it to be in furtherance of this Act, the functions authorized hereunder may be performed without regard to such provisions of law or limitations of authority regulating or relating to the making, performance, amendment, or modification of contracts, the acquisition and disposition of property, and the expenditure of Government funds, as he may specify.

Performance of functions.

SEC. 9. The President shall transmit to the Congress reports covering each six months of operations under this Act.

Reports to Congress.

SEC. 10. (a) There is hereby created an Advisory Committee on the Arts (hereinafter in this section referred to as the "Committee"), consisting of a Chairman selected by the United States Advisory Commission on Educational Exchange from among its membership and nine other members appointed by the Secretary of State. In making such appointments the Secretary of State shall give due consideration to the recommendations for nomination submitted by leading national organizations in the major art fields.

Advisory Committee on the Arts.

(b) The members of the Committee shall be individuals whose knowledge of or experience in, or whose profound interest in, one or more of the arts will enable them to assist the United States Advisory Commission on Educational Exchange, the President, and the Secretary of State in performing the functions described in subsection (c) of this section.

Members.

(c) The Committee shall—

Duties.

(1) advise and assist the United States Advisory Commission on Educational Exchange in the discharge of its responsibilities in the field of international educational exchange under the United States Information and Educational Exchange Act of 1948 as amended, with special reference to the role of the arts in such field;

(2) advise, assist, and cooperate with such Commission in the discharge of responsibilities under the cultural presentations program authorized by and financed under this Act, insofar as such program contributes directly or indirectly to the objectives of the United States Information and Educational Exchange Act of 1948, as amended;

(3) advise the President in the discharge of his responsibilities under the cultural exchange program authorized by and financed under this Act;

(4) advise the Secretary of State concerning cultural activities whenever the Secretary considers it necessary to enable him to formulate policies for carrying out the purposes of the United States Information and Educational Exchange Act of 1948, coordinating the exercise of its functions under this paragraph with the exercise of its functions under paragraph (1) of this subsection; and

(5) provide such other advice and assistance in carrying out this Act as may be necessary or appropriate.

(d) The term of office of each of the members of the Committee appointed by the Secretary of State shall be two years; except that the term of office of four of the members first appointed shall be one year.

Term.

Per diem.

60 Stat. 808.
69 Stat. 394.

(e) No member of the Committee shall receive any compensation for his services as such; but each such member shall be paid actual transportation expenses and paid in lieu of subsistence the per diem rates prescribed or established pursuant to section 5 of the Administrative Expense Act of 1946, as amended (5 U. S. C. 73b-2), while away from home in attendance at meetings of the Committee or in consultation with officials of the Government in carrying out the duties of the Committee.

(f) Staff and secretarial services for the Committee shall be provided by the departmental staff of the United States Advisory Commission on Educational Exchange, with the assistance of the International Educational Exchange Service.

Interagency committees.

SEC. 11. The President is authorized to create such interagency committees as in his judgment may be of assistance in carrying out the purpose of this Act. Such committees shall include individuals having special knowledge and experience in the field of the cultural arts as well as individuals whose knowledge and experience in other fields will assist in carrying out the program established by this Act. The provisions of section 214 of the Act of May 3, 1945 (59 Stat. 134; 31 U. S. C., sec. 691), shall be applicable to any interagency committee created pursuant to this section.

Cultural program.

SEC. 12. The cultural program authorized by this Act should include, to the greatest extent possible, presentations and other activities in such major art fields as: music, drama, poetry, and dance; new writing and literature; architecture, landscape architecture, city and regional planning, civic art and design, historic preservation; housing, interior design and decoration, and urban renewal and redevelopment; painting, sculpture, graphic arts, and hand arts and crafts; motion pictures and photography; and radio and television.

Approved August 1, 1956.

Public Law 861

CHAPTER 812

August 1, 1956
[S. 1400]

AN ACT

To protect the integrity of grade certificates under the United States Grain Standards Act.

U. S. Grain Standards Act, amendment.
39 Stat. 485.

Penalty for violations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 9 of the United States Grain Standards Act (7 U. S. C. 85) is amended to read as follows:

"SEC. 9. Any person who shall knowingly violate any of the provisions of sections 4 or 7 of this Act, or any inspector licensed under this Act, or any person sampling grain for inspection under this Act, who shall knowingly inspect, grade, or sample improperly any grain which has been shipped or delivered for shipment in interstate or foreign commerce, or shall knowingly give any false or incorrect certificate of grade, or shall accept money or other consideration, directly or indirectly, for any neglect or improper performance of duty, and any person who shall improperly influence or attempt to improperly influence any such inspector or sampler in the performance of his duty, or shall knowingly or willfully cause, or attempt to cause, the issuance of a false or incorrect certificate of grade under this Act by deceptive loading, handling, or sampling of grain, or by submitting grain for inspection knowing that it has been so loaded, handled, or sampled, or by any other means, shall be guilty of a misdemeanor, and upon conviction thereof shall be fined not more than \$1,000, or be imprisoned not more than one year, or both."

Approved August 1, 1956.

Public Law 862

CHAPTER 813

AN ACT

Relating to the transportation of mail by highway post office service, and for other purposes.

August 1, 1956
[S. 2634]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Highway Post Office Service Act of 1955".

Highway Post
Office Service Act
of 1955.

SEC. 2. The Postmaster General may provide highway post office service, either by contract or Government-owned motor vehicle, for carrying the mails and postal employees on routes between points where in his judgment conditions justify the operation of such service. The motor vehicles shall be especially designed and equipped for the distribution of mail en route and shall be constructed, fitted up, maintained, and operated in accordance with such specifications, rules, and regulations as the Postmaster General may prescribe.

SEC. 3. Contracts for highway post office service shall be obtained in accordance with section 3709 of the Revised Statutes as amended (41 U. S. C. 5).

Contracts.

SEC. 4. (a) The Postmaster General may make contracts for highway post office service for terms not to exceed six years.

Terms.

(b) The Postmaster General may make provisions in contracts for highway post office service for increasing or decreasing the mileage, increasing or decreasing the hours of service required or for other service changes. He may also provide in such contracts for the readjustment of compensation paid thereunder, either upward or downward to reflect such changes, and to reflect increased or decreased costs attributable to changed conditions occurring during the contract term over which the Postmaster General or the contractor have no control and which could not reasonably have been foreseen at the time the original bid was made or the proposal for renewal filed.

Changes in mile-
age, etc.

(c) Contracts for highway post office service may provide for the imposition or remission of fines and penalties by the Postmaster General for delinquencies in the performance of the contract. Each such contract shall contain a provision providing for its cancellation by the Postmaster General and may provide for an indemnity payment by the Postmaster General in the event of such cancellation.

Fines and pen-
alties.

(d) Contracts for highway post office service may contain such other provisions as the Postmaster General deems appropriate.

SEC. 5. (a) The Postmaster General, by mutual agreement with the holder of a contract for highway post office service and without submitting the service for bids, may renew the contract for successive periods of not more than six years at the rates of compensation prevailing at the end of the preceding contract term.

Renewal.

(b) If the holder of a contract for highway post office service has sublet his contract in accordance with its terms and does not indicate in writing to the Postmaster General at least ninety days before the end of contract term that he desires to renew the contract, the Postmaster General may enter into a contract with a subcontractor then performing the service, in the same manner and upon the same terms as prescribed in subsection (a) of this section, if such subcontractor has performed the service required under the contract to the satisfaction of the Postmaster General for a period of at least six months.

Contracts with
subcontractors.

SEC. 6. Where there is no contractor legally bound or required to perform the service desired by the Postmaster General or when an accepted bidder or contractor shall fail or refuse to perform the service on a route according to his accepted proposal or his contract the Postmaster General, without advertising, may contract for the

Contracts with-
out advertising.

service desired or continue the service originally contracted for in such manner and in such equipment as he may deem to be in the public interest for a term of not to exceed one year.

Bonds.

SEC. 7. The Postmaster General may require such bond or bonds as he deems necessary to protect the interests of the Government. Such bond shall be in the form and amount and contain such conditions as he may prescribe.

Repeal.

SEC. 8. Sections 1 and 2 of the Act of July 11, 1940, entitled "An Act to provide for the transportation and distribution of mails on motor-vehicle routes" (54 Stat. 756; 39 U. S. C. 505, 506) are hereby repealed.

Approved August 1, 1956.

Public Law 863

CHAPTER 814

AN ACT

August 1, 1956
[S. 3897]

To improve governmental budgeting and accounting methods and procedures, and for other purposes.

Government
budget and ac-
counting proced-
ure.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

AMENDMENTS TO THE BUDGET AND ACCOUNTING ACT, 1921

64 Stat. 832.

SEC. 1. (a) Section 201 of the Budget and Accounting Act, 1921, as amended (31 U. S. C. 11), is further amended by inserting "(a)" after the words "SEC. 201."; by changing subsection (a) to subparagraph (1); by adding after subparagraph (1) a new subparagraph "(2) at such times as may be practicable, information on program costs and accomplishments"; by changing subsections (b) through (j) to subparagraphs (3) through (11), respectively.

64 Stat. 834.

(b) Section 216 of such Act, as amended (31 U. S. C. 24), is further amended by inserting "(a)" after the words "SEC. 216." and by adding the following new subsections:

Cost-based
budgets.

"(b) The requests of the departments and establishments for appropriations shall, in such manner and at such times as may be determined by the President, be developed from cost-based budgets.

"(c) For purposes of administration and operation, such cost-based budgets shall be used by all departments and establishments and their subordinate units. Administrative subdivisions of appropriations or funds shall be made on the basis of such cost-based budgets."

AMENDMENTS TO THE BUDGET AND ACCOUNTING PROCEDURES ACT OF 1950

64 Stat. 834.
31 USC 847.

SEC. 2. (a) The Budget and Accounting Procedures Act of 1950 is amended by inserting after section 105 thereof the following new section:

"ACCOUNTING AND BUDGET CLASSIFICATIONS

"SEC. 106. The head of each executive agency shall, in consultation with the Director of the Bureau of the Budget, take whatever action may be necessary to achieve, insofar as is possible, (1) consistency in accounting and budget classifications, (2) synchronization between accounting and budget classifications and organizational structure, and (3) support of the budget justifications by information on performance and program costs by organizational units."

64 Stat. 836.

(b) Section 113 of such Act (31 U. S. C. 66a) is amended by adding at the end thereof the following new subsection:

“(c) As soon as practicable after the date of enactment of this subsection, the head of each executive agency shall, in accordance with principles and standards prescribed by the Comptroller General, cause the accounts of such agency to be maintained on an accrual basis to show the resources, liabilities, and costs of operations of such agency with a view to facilitating the preparation of cost-based budgets as required by section 216 of the Budget and Accounting Act, 1921, as amended. The accounting system required by this subsection shall include adequate monetary property accounting records as an integral part of the system.”

(c) Section 118 of such Act is amended by inserting “113 (c)” after the words “section 111”.

64 Stat. 837.
31 USC 65a.

SIMPLIFICATION OF SYSTEM FOR SUBDIVIDING FUNDS

SEC. 3. Section 3679 (g), Revised Statutes, as amended (31 U. S. C. 665 (g)), is further amended by adding at the end thereof the following sentence: “In order to have a simplified system for the administrative subdivision of appropriations or funds, each agency shall work toward the objective of financing each operating unit, at the highest practical level, from not more than one administrative subdivision for each appropriation or fund affecting such unit.”

Approved August 1, 1956.

Public Law 864

CHAPTER 815

AN ACT

To increase the borrowing power of Commodity Credit Corporation.

August 1, 1956
[S. 3820]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

INCREASE IN BORROWING AUTHORITY

SECTION 1. (a) Section 4 (i) of the Commodity Credit Corporation Charter Act, as amended (15 U. S. C. 714b (i)), is amended by striking out “\$12,000,000,000” and inserting in lieu thereof “\$14,500,000,000”.

69 Stat. 634.

(b) Section 4 of the Act of March 8, 1938, relating to the Commodity Credit Corporation, as amended (15 U. S. C. 713a-4), is amended by striking out “\$12,000,000,000” and inserting in lieu thereof “\$14,500,000,000”.

AMENDMENT TO PENAL PROVISIONS

SEC. 2. Subsection (c) of section 15 of the Commodity Credit Corporation Charter Act, as amended (15 U. S. C. 714m (c)), is amended to read as follows:

62 Stat. 1074.

“LARCENY; CONVERSION OF PROPERTY

“(c) Whoever shall willfully steal, conceal, remove, dispose of, or convert to his own use or to that of another any property owned or held by, or mortgaged or pledged to, the Corporation, or any property mortgaged or pledged as security for any promissory note, or other evidence of indebtedness, which the Corporation has guaranteed or is obligated to purchase upon tender, shall, upon conviction thereof, if such property be of an amount or value in excess of \$500, be punished by a fine of not more than \$10,000 or by imprisonment for not more than five years, or both, and, if such property be of an amount or value of \$500 or less, be punished by a fine of not more than \$1,000 or by imprisonment for not more than one year, or both.”

Approved August 1, 1956.

Public Law 865

CHAPTER 816

August 1, 1956
[S. 3149]

AN ACT

To amend the Civil Aeronautics Act of 1938 in order to permit air carriers to grant reduced rate transportation to ministers of religion.

52 Stat. 993.
49 USC 483.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (b) of section 403 of the Civil Aeronautics Act of 1938, as amended, is amended by inserting at the end thereof the following sentence: "Any air carrier or foreign air carrier, under such terms and conditions as the Board may prescribe, may grant reduced-rate transportation to ministers of religion on a space available basis."

Approved August 1, 1956.

Public Law 866

CHAPTER 817

August 1, 1956
[S. 4215]

AN ACT

To amend the Act of July 15, 1954, authorizing the sale of certain vessels to Brazil.

Brazil.
Sale of vessels.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of Congress entitled "To authorize the sale of certain vessels to Brazil for use in the coastwise trade of Brazil", approved July 15, 1954 (68 Stat. 481), is amended by inserting before the period at the end thereof a comma and the following: "except that, upon recommendation of the Maritime Administrator, and with the approval of the Secretary of Commerce, any such vessel may carry bulk grain and coal cargo while en route from the United States directly to Brazil after purchase hereunder for use thereafter only in the coastwise trade of Brazil".

Approved August 1, 1956.

Public Law 867

CHAPTER 818

August 1, 1956
[H. R. 5417]

AN ACT

To amend section 1721, title 18, United States Code, relating to the sale or pledge of postage stamps.

62 Stat. 783.
18 USC 1721.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1721, title 18, United States Code, is hereby amended to read as follows: "§ 1721. Sale or pledge of stamps

"Whoever, being a postmaster or postal service employee, knowingly and willfully: uses or disposes of postage stamps, stamped envelopes, or postal cards entrusted to his care or custody in the payment of debts, or in the purchase of merchandise or other salable articles, or pledges or hypothecates the same or sells or disposes of them except for cash; or sells or disposes of postage stamps or postal cards for any larger or less sum than the values indicated on their faces; or sells or disposes of stamped envelopes for a larger or less sum than is charged therefor by the Post Office Department for like quantities; or sells or disposes of postage stamps, stamped envelopes, or postal cards at any point or place outside of the delivery of the office where such postmaster or other person is employed; or for the purpose of increasing the emoluments, or compensation of the postmaster or any employee of a post office or station or branch thereof,

inflates or induces the inflation of the receipts of any post office or any station or branch thereof; or sells or disposes of postage stamps, stamped envelopes, or postal cards, otherwise than as provided by law or the regulations of the Post Office Department; shall be fined not more than \$500 or imprisoned not more than one year, or both."

Approved August 1, 1956.

Public Law 868

CHAPTER 819

AN ACT

To amend subdivision a of section 66—unclaimed moneys—of the Bankruptcy Act, as amended, and to repeal subdivision b of section 66 of the Bankruptcy Act, as amended.

August 1, 1956
[H. R. 6247]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subdivision a of section 66 of the Bankruptcy Act, as amended, is hereby amended by adding at the end thereof the following additional sentence: "Such moneys and dividends shall be deposited and withdrawn as provided in title 28, United States Code, section 2042, and shall not be subject to escheat under the laws of any State."

Bankruptcy Act,
amendments,
52 Stat. 875.
11 USC 106.

62 Stat. 960.

SEC. 2. Subdivision b of section 66 of the Bankruptcy Act is hereby repealed.

Repeal.

Approved August 1, 1956.

Public Law 869

CHAPTER 820

AN ACT

To authorize the commissioner of public lands to sell public lands under certain circumstances without public auction.

August 1, 1956
[H. R. 7887]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 73 of the Hawaiian Organic Act, as amended, be further amended by adding a new subsection to read as follows:

Hawaii.
Sale of lands.
31 Stat. 141.
48 USC 677b
note.

"(r) Whenever any remnant of public land shall be disposed of, the commissioner of public lands shall first offer it to the abutting landowner for a period of three months at a reasonable price in no event to be less than the fair market value of the land to be sold, to be determined by a disinterested appraiser or appraisers, but not more than three, to be appointed by the governor; and, if such owner fails to take the same, then such remnant may be sold at public auction at no less than the amount of the appraisal: *Provided*, That if the remnant abuts more than one separate parcel of land and more than one of the owners of these separate parcels are interested in purchasing said remnant, the remnant shall be sold to the owner making the highest offer above the appraised value.

"The term 'remnant' shall mean a parcel of land landlocked or without access to any public highway, and, in the case of an urban area, no larger than five thousand square feet in size, or, in the case of a suburban or rural area, no larger than one and one-half acres in size."

"Remnant."

SEC. 2. This Act shall take effect on the date of its approval.

Approved August 1, 1956.

Public Law 870

CHAPTER 821

August 1, 1956
[H. R. 11947]

AN ACT

To extend and amend the Renegotiation Act of 1951.

Renegotiation
Amendments Act
of 1956.

65 Stat. 8.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Renegotiation Amendments Act of 1956".

SEC. 2. Section 102 of the Renegotiation Act of 1951 (50 U. S. C., App., sec. 1212) is amended by striking out "; but the provisions of this title shall not be applicable to receipts or accruals attributable to performance, under contracts or subcontracts, after December 31, 1956" in subsection (a); by relettering subsections (c) and (d) as (d) and (e), respectively; and by inserting after subsection (b) the following new subsection:

"(c) TERMINATION.—

"(1) IN GENERAL.—The provisions of this title shall apply only with respect to receipts and accruals, under contracts with the Departments and related subcontracts, which are determined under regulations prescribed by the Board to be reasonably attributable to performance prior to the close of the termination date. Notwithstanding the method of accounting employed by the contractor or subcontractor in keeping his records, receipts or accruals determined to be so attributable, even if received or accrued after the termination date, shall be considered as having been received or accrued not later than the termination date. For the purposes of this title, the term 'termination date' means December 31, 1958.

"Termination
date".

65 Stat. 8.
50 USC 1213(a).

"(2) TERMINATION OF STATUS AS DEPARTMENT.—When the status of any agency of the Government as a Department within the meaning of section 103 (a) is terminated, the provisions of this title shall apply only with respect to receipts and accruals, under contracts with such agency and related subcontracts, which are determined under regulations prescribed by the Board to be reasonably attributable to performance prior to the close of the status termination date. Notwithstanding the method of accounting employed by the contractor or subcontractor in keeping his records, receipts or accruals determined to be so attributable, even if received or accrued after the status termination date, shall be considered as having been received or accrued not later than the status termination date. For the purposes of this paragraph, the term 'status termination date' means, with respect to any agency, the date on which the status of such agency as a Department within the meaning of section 103 (a) is terminated."

"Status termina-
tion date".

65 Stat. 8, 9.

SEC. 3. (a) Subsections (a) and (b) of section 103 of such Act (50 U. S. C., App., secs. 1213 (a) and (b)) are amended to read as follows:

"Department".

"(a) DEPARTMENT.—The term 'Department' means the Department of Defense, the Department of the Army, the Department of the Navy, the Department of the Air Force, the Maritime Administration, the Federal Maritime Board, the General Services Administration, and the Atomic Energy Commission. Such term also includes any other agency of the Government exercising functions having a direct and immediate connection with the national defense which is designated by the President during a national emergency proclaimed by the President, or declared by the Congress, after the date of the enactment of the Renegotiation Amendments Act of 1956; but such designation shall cease to be in effect on the last day of the month during which such national emergency is terminated.

“(b) SECRETARY.—The term ‘Secretary’ means the Secretary of Defense, the Secretary of the Army, the Secretary of the Navy, the Secretary of the Air Force, the Secretary of Commerce (with respect to the Maritime Administration), the Federal Maritime Board, the Administrator of General Services, the Atomic Energy Commission, and the head of any other agency of the Government which the President shall designate as a Department pursuant to subsection (a) of this section.”

“Secretary”.

(b) The amendment made by subsection (a) shall take effect on December 31, 1956.

Effective date.

SEC. 4. (a) Section 103 of such Act (50 U. S. C., App., sec. 1213) is amended by adding at the end thereof the following new subsection:

65 Stat. 11.

“(m) TWO-YEAR LOSS CARRYFORWARD.—

“(1) ALLOWANCE.—Notwithstanding any other provision of this section, the renegotiation loss deduction for any fiscal year ending on or after December 31, 1956, shall be allowed as an item of cost in such fiscal year, under regulations of the Board.

“(2) DEFINITIONS.—For the purposes of this subsection—

“(A) The term ‘renegotiation loss deduction’ means, for any fiscal year ending on or after December 31, 1956, the sum of the renegotiation loss carryforwards to such fiscal year from the preceding two fiscal years.

“(B) The term ‘renegotiation loss’ means, for any fiscal year, the excess, if any, of costs (computed without the application of this subsection and the third sentence of subsection (f)) paid or incurred in such fiscal year with respect to receipts or accruals subject to the provisions of this title over the amount of receipts or accruals subject to the provisions of this title which were received or accrued in such fiscal year, but only to the extent that such excess did not result from gross inefficiency of the contractor or subcontractor.

“(3) AMOUNT OF CARRYFORWARDS.—A renegotiation loss for any fiscal year (hereinafter in this paragraph referred to as the ‘loss year’) shall be a renegotiation loss carryforward to the first fiscal year succeeding the loss year. Such renegotiation loss, after being reduced (but not below zero) by the profits derived from contracts with the Departments and subcontracts in the first fiscal year succeeding the loss year, shall be a renegotiation loss carryforward to the second fiscal year succeeding the loss year. For the purposes of the preceding sentence, the profits derived from contracts with the Departments and subcontracts in the first fiscal year succeeding the loss year shall be computed as follows:

“(A) If such first fiscal year ends on or after December 31, 1956, such profits shall be computed by determining the amount of the renegotiation loss deduction for such first fiscal year without regard to the renegotiation loss for the loss year.

“(B) If such first fiscal year ends before December 31, 1956, such profits shall be computed without regard to any renegotiation loss for the loss year or any fiscal year preceding the loss year.”

(b) The third sentence of section 103 (f) of such Act is amended by striking out “any fiscal year,” and inserting in lieu thereof “any fiscal year ending before December 31, 1956,”.

65 Stat. 9.

SEC. 5. (a) Section 105 (e) (1) of such Act (50 U. S. C., App., sec. 1215 (e) (1)) is amended to read as follows:

65 Stat. 15.

“(1) FURNISHING OF FINANCIAL STATEMENTS, ETC.—Every person who holds contracts or subcontracts, to which the provisions of this title are applicable, shall, in such form and detail as the

Board may by regulations prescribe, file with the Board, on or before the first day of the fifth calendar month following the close of his fiscal year, a financial statement setting forth such information as the Board may by regulations prescribe as necessary to carry out this title. The preceding sentence shall not apply to any such person with respect to a fiscal year if the aggregate of the amounts received or accrued under such contracts and subcontracts during such fiscal year by him, and all persons under control of or controlling or under common control with him, is not more than the applicable amount prescribed in subsection (f) (1) or (2) of this section; but any person to whom this sentence applies may, if he so elects, file with the Board for such fiscal year a financial statement setting forth such information as the Board may by regulations prescribe as necessary to carry out this title. The Board may require any person who holds contracts or subcontracts to which the provisions of this title are applicable (whether or not such person has filed a financial statement under this paragraph) to furnish any information, records, or data which are determined by the Board to be necessary to carry out this title and which the Board specifically requests such person to furnish. Such information, records, or data may not be required with respect to any fiscal year after the date on which all liabilities of such person for excessive profits received or accrued during such fiscal year are discharged. Any person who willfully fails or refuses to furnish any statement, information, records, or data required of him under this subsection, or who knowingly furnishes any statement, information, records, or data pursuant to this subsection containing information which is false or misleading in any material respect, shall, upon conviction thereof, be punished by a fine of not more than \$10,000 or imprisonment for not more than one year, or both."

Penalty.

65 Stat. 15.

(b) The first sentence of section 105 (c) of such Act (50 U. S. C., App., sec. 1215 (c)) is amended to read as follows: "In the absence of fraud or malfeasance or willful misrepresentation of a material fact, no proceeding to determine the amount of excessive profits for any fiscal year shall be commenced more than one year after a financial statement under subsection (e) (1) of this section is filed with the Board with respect to such year, and, in the absence of fraud or malfeasance or willful misrepresentation of a material fact, if such proceeding is not commenced prior to the expiration of one year following the date upon which such statement is so filed, all liabilities of the contractor or subcontractor for excessive profits received or accrued during such fiscal year shall thereupon be discharged."

65 Stat. 15.

(c) The second sentence of section 105 (c) of such Act (50 U. S. C., App., sec. 1215 (c)) is amended by striking out "then upon the expiration" and inserting in lieu thereof "then, in the absence of fraud or malfeasance or willful misrepresentation of a material fact, upon the expiration".

50 U S C app.
1213.

(d) The amendments made by subsections (a), (b), and (c) shall apply only with respect to fiscal years (as defined in section 103 (h) of such Act) ending after June 30, 1956.

65 Stat. 16; 68
Stat. 1116.

SEC. 6. (a) Section 105 (f) (1) of such Act (50 U. S. C., App., sec. 1215 (f) (1)) is amended by inserting after "after June 30, 1953" wherever appearing therein the following: "or \$1,000,000, in the case of a fiscal year ending after June 30, 1956".

65 Stat. 17; 68
Stat. 1116.

(b) Section 105 (f) (3) of such Act (50 U. S. C., App., sec. 1215 (f) (3)) is amended as follows:

(1) by inserting in the second sentence thereof, after "the \$500,000 amount," the following: "the \$1,000,000 amount,"; and

(2) by adding at the end thereof the following: "In the case of a fiscal year beginning on or before the termination date and ending after the termination date, the \$1,000,000 amount and the \$25,000 amount shall be reduced to an amount which bears the same ratio to \$1,000,000 or \$25,000, as the case may be, as the number of days in such fiscal year before the close of the termination date bears to 365."

SEC. 7. (a) Section 105 (f) (3) of such Act (50 U. S. C., App., sec. 1215 (f) (3)) is further amended by striking out, in the first sentence, "for the purposes of paragraphs (1) and (2)" and inserting in lieu thereof "for the purposes of paragraph (1)".

65 Stat. 16.

(b) The amendment made by subsection (a) shall apply only with respect to fiscal years (as defined in section 103 (h) of such Act) ending on or after June 30, 1956.

50 U.S.C. app. 1213.

SEC. 8. (a) Section 106 (a) (7) of such Act (50 U. S. C., App., sec. 1216 (a) (7)) is amended by striking out "other than paragraph (8)" and inserting in lieu thereof "other than paragraph (1), (5), or (8)".

65 Stat. 17; 68 Stat. 1117.

(b) The amendment made by subsection (a) shall apply only with respect to subcontracts made after June 30, 1956.

SEC. 9. (a) Section 106 of such Act (50 U. S. C., App., sec. 1216) is amended by striking out paragraph (8) in subsection (a), and by adding at the end of such section the following new subsection:

68 Stat. 1117.

"(e) MANDATORY EXEMPTION FOR STANDARD COMMERCIAL ARTICLES AND SERVICES.—

"(1) ARTICLES AND SERVICES.—The provisions of this title shall not apply to amounts received or accrued in a fiscal year under any contract or subcontract for an article or service which (with respect to such fiscal year) is—

"(A) a standard commercial article;

"(B) an article which is identical in every material respect with a standard commercial article; or

"(C) a service which is a standard commercial service or is reasonably comparable with a standard commercial service.

"(2) CLASSES OF ARTICLES.—The provisions of this title shall not apply to amounts received or accrued in a fiscal year under any contract or subcontract for an article which (with respect to such fiscal year) is an article in a standard commercial class of articles.

"(3) APPLICATIONS.—Paragraph (1) (B) or (C) and paragraph (2) shall apply to amounts received or accrued in a fiscal year under any contract or subcontract for an article or service only if—

"(A) the contractor or subcontractor at his election files, at such time and in such form and detail as the Board shall by regulations prescribe, an application containing such information and data as may be required by the Board under its regulations for the purpose of enabling it to make a determination under the applicable paragraph, and

"(B) the Board determines that such article or service is, or fails to determine that such article or service is not, an article or service to which such paragraph applies, within the following periods after the date of filing such application:

"(i) in the case of paragraph (1) (B) or (C), three months;

"(ii) in the case of paragraph (2), six months; or

"(iii) in either case, any longer period stipulated by mutual agreement.

“(4) DEFINITIONS.—For the purposes of this subsection—

“(A) the term ‘article’ includes any material, part, component, assembly, machinery, equipment, or other personal property;

“(B) the term ‘standard commercial article’ means, with respect to any fiscal year, an article—

“(i) which either is customarily maintained in stock by the contractor or subcontractor or is offered for sale in accordance with a price schedule regularly maintained by the contractor or subcontractor, and

“(ii) from the sales of which by the contractor or subcontractor at least 35 percent of the receipts or accruals in such fiscal year, or of the aggregate receipts or accruals in such fiscal year and the preceding fiscal year, are not (without regard to this subsection and subsection (c) of this section) subject to this title;

“(C) an article is, with respect to any fiscal year, ‘identical in every material respect with a standard commercial article’ only if—

“(i) such article is of the same kind and manufactured of the same or substitute materials (without necessarily being of identical specifications) as a standard commercial article from sales of which the contractor or subcontractor has receipts or accruals in such fiscal year,

“(ii) such article is sold at a price which is reasonably comparable with the price of such standard commercial article, and

“(iii) at least 35 percent of the aggregate receipts or accruals in such fiscal year by the contractor or subcontractor from sales of such article and sales of such standard commercial article are not (without regard to this subsection and subsection (c) of this section) subject to this title;

“(D) the term ‘service’ means any processing or other operation performed by chemical, electrical, physical, or mechanical methods directly on materials owned by another person;

“(E) the term ‘standard commercial service’ means, with respect to any fiscal year, a service from the performance of which by the contractor or subcontractor at least 35 percent of the receipts or accruals in such fiscal year are not (without regard to this subsection) subject to this title;

“(F) a service is, with respect to any fiscal year, ‘reasonably comparable with a standard commercial service’ only if—

“(i) such service is of the same or a similar kind, performed with the same or similar materials, and has the same or a similar result, without necessarily involving identical operations, as a standard commercial service from the performance of which the contractor or subcontractor has receipts or accruals in such fiscal year, and

“(ii) at least 35 percent of the aggregate receipts or accruals in such fiscal year by the contractor or subcontractor from the performance of such service and such standard commercial service are not (without regard to this subsection) subject to this title; and

“(G) the term ‘standard commercial class of articles’ means, with respect to any fiscal year, two or more articles with respect to which the following conditions are met:

“(i) at least one of such articles either is customarily maintained in stock by the contractor or subcontractor or is offered for sale in accordance with a price schedule regularly maintained by the contractor or subcontractor,

“(ii) all of such articles are of the same kind and manufactured of the same or substitute materials (without necessarily being of identical specifications),

“(iii) all of such articles are sold at reasonably comparable prices, and

“(iv) at least 35 percent of the aggregate receipts or accruals in the fiscal year by the contractor or subcontractor from sales of all of such articles are not (without regard to this subsection and subsection (c) of this section) subject to this title.

“(5) **WAIVER OF EXEMPTION.**—Any contractor or subcontractor may waive the exemption provided in paragraphs (1) and (2) with respect to his receipts or accruals in any fiscal year from sales of any article or service by including a statement to such effect in the financial statement filed by him for such fiscal year pursuant to section 105 (e) (1), without necessarily waiving such exemption with respect to receipts or accruals in such fiscal year from sales of any other article or service. A waiver, if made, shall be unconditional, and no waiver may be made without the permission of the Board for any receipts or accruals with respect to which the contractor or subcontractor has previously filed an application under paragraph (3).

Ante, p. 787.

“(6) **NONAPPLICABILITY DURING NATIONAL EMERGENCIES.**—Paragraphs (1) and (2) shall not apply to amounts received or accrued during a national emergency proclaimed by the President, or declared by the Congress, after the date of the enactment of the Renegotiation Amendments Act of 1956.”

(b) Section 102 (d) of such Act is amended by striking out “section 106 (a) (8)” each place it appears and inserting in lieu thereof “section 106 (e)”.

69 Stat. 447.
50 U S C app.
1212.

(c) The amendments made by this section shall apply only with respect to fiscal years (as defined in section 103 (h) of such Act) ending after June 30, 1956.

50 U S C app.
1213.

SEC. 10. Section 107 (c) of such Act (50 U. S. C., App., sec. 1217 (c)) is amended by striking out “subject to the Classification Act of 1949 (but without regard to the civil-service laws and regulations)” and inserting in lieu thereof “subject to the Classification Act of 1949 and the civil-service laws and regulations”.

65 Stat. 20.

SEC. 11. (a) The next to the last sentence of section 108 of such Act (50 U. S. C., App., sec. 1218) is amended by inserting “only” after “section 105”.

65 Stat. 21.

(b) The amendment made by subsection (a) shall be effective as of the date of the enactment of the Renegotiation Act of 1951.

Effective date.

SEC. 12. Such Act is amended by inserting after section 108 a new section as follows:

50 U S C app.
1211 note.
50 U S C app.
1218.

“SEC. 108A. VENUE OF APPEALS FROM TAX COURT DECISIONS IN RENEGOTIATION CASES.

“A decision of the Tax Court of the United States under section 108 of this Act may, to the extent subject to review, be reviewed by—

“(1) The United States Court of Appeals for the circuit in which is located the office to which the contractor or subcontractor

made his Federal income-tax return for the taxable year which corresponds to the fiscal year with respect to which such decision of the Tax Court was made, or if no such return was made for such taxable year, then by the United States Court of Appeals for the District of Columbia, or

“(2) any United States Court of Appeals designated by the Attorney General and the contractor or subcontractor by stipulation in writing.”

65 Stat. 22.

SEC. 13. Section 113 of such Act (50 U. S. C. App., sec. 1223) is amended by striking out “during the period (or a part thereof) beginning July 1, 1950, and ending December 31, 1953,”.

SEC. 14. Such Act is amended by inserting after section 113 a new section as follows:

“SEC. 114. REPORTS TO CONGRESS.

“The Board shall on or before January 1, 1957, and on or before January 1 of each year thereafter, submit to the Congress a complete report of its activities for the preceding year ending on June 30. Such report shall include—

“(1) the number of persons in the employment of the Board during such year, and the places of their employment;

“(2) the administrative expenses incurred by the Board during such year;

“(3) statistical data relating to filings during such year by contractors and subcontractors, and to the conduct and disposition during such year of proceedings with respect to such filings and filings made during previous years;

“(4) an explanation of the principal changes made by the Board during such year in its regulations and operating procedures;

“(5) the number of renegotiation cases disposed of by the Tax Court, each United States Court of Appeals, and the Supreme Court during such year, and the number of cases pending in each such court at the close of such year; and

“(6) such other information as the Board deems appropriate.”

Approved August 1, 1956.

Public Law 871

CHAPTER 822

AN ACT

August 1, 1956
[H. R. 6403]

To amend title 18, entitled “Crimes and Criminal Procedure”, of the United States Code, to provide a criminal sanction for the embezzlement or theft of the property of Indian tribal organizations.

Indians.
Theft of tribal
property.
62 Stat. 757.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That chapter 53 of title 18, United States Code, is hereby amended by inserting at the end of the chapter analysis preceding section 1151 of such title the following new item:

“1163. Embezzlement and theft from Indian tribal organizations.”

67 Stat. 588.

SEC. 2. Title 18, United States Code, is hereby amended by inserting in chapter 53 thereof immediately after section 1162 a new section, to be designated as section 1163, as follows:

“§ 1163. Embezzlement and theft from Indian tribal organizations

“Whoever embezzles, steals, knowingly converts to his use or the use of another, willfully misapplies, or willfully permits to be misapplied, any of the moneys, funds, credits, goods, assets, or other property belonging to any Indian tribal organization or intrusted to the custody or care of any officer, employee, or agent of an Indian tribal organization; or

"Whoever, knowing any such moneys, funds, credits, goods, assets, or other property to have been so embezzled, stolen, converted, misapplied or permitted to be misapplied, receives, conceals, or retains the same with intent to convert it to his use or the use of another—

"Shall be fined not more than \$5,000, or imprisoned not more than five years, or both; but if the value of such property does not exceed the sum of \$100, he shall be fined not more than \$1,000, or imprisoned not more than one year, or both.

Penalty.

"As used in this section, the term 'Indian tribal organization' means any tribe, band, or community of Indians which is subject to the laws of the United States relating to Indian affairs or any corporation, association, or group which is organized under any of such laws."

Approved August 1, 1956.

Public Law 872

CHAPTER 823

AN ACT

August 1, 1956
[H. R. 9699]

To provide for the conveyance to the State of Oregon of the land and improvements known as the Clackamas National Guard target range, at Clackamas, Oregon, to be used for National Guard purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Army is authorized to convey to the State of Oregon all the right, title, and interest of the United States in and to a tract of land in Clackamas County, Oregon, comprising two hundred thirty-three and ninety-one one-hundredths acres, more or less, together with buildings and improvements thereon, being the same property now utilized by the State of Oregon National Guard as a firing range and storage depot, subject, however, to reservation in the United States of all mineral rights, including gas and oil, in the land authorized to be conveyed by this Act.

Clackamas
County, Oreg.
Conveyance.

Reservation.

SEC. 2. The conveyance of the property identified in section 1 of this Act to the State of Oregon shall be made without consideration therefor and upon condition that it shall be used for military purposes only, and in the event it shall not be used for such purposes title thereto shall immediately revert to the United States, and, in addition, title to all improvements made by the State of Oregon during its occupancy shall vest in the United States without payment of compensation therefor. The deed of conveyance shall contain the further provision that whenever the Congress of the United States shall declare a state of war or other national emergency, or the President declares a state of emergency to exist, and upon determination by the Secretary of Defense that the property so conveyed is useful or necessary for military, air, or naval purposes, or in the interest of national defense, the United States shall have the right, without payment of any kind, to reenter upon the property and use the same or any part thereof, including any and all improvements made by the State of Oregon, for a period not to exceed the duration of such state of war or national emergency plus six months, and upon cessation of such use, such property shall revert to the State of Oregon, together with any or all improvements thereon and appurtenances appertaining thereto.

Conditions.

National emer-
gency.

SEC. 3. The cost of any surveys necessary as an incident of the conveyance authorized herein shall be borne by the grantee.

Survey cost.

Approved August 1, 1956.

Public Law 873

CHAPTER 824

AN ACT

August 1, 1956
[H. R. 8110]

To incorporate the National Music Council.

National Music
Council.
Incorporation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following persons: Stanley Adams, New York, New York; Irl Allison, Austin, Texas; Leon Barzin, New York, New York; Marion Bauer, New York, New York; Edwine Behre, New York, New York; Thomas H. Belviso, Pelham Manor, New York; Robert Russell Bennett, New York, New York; Duane Branigan, Champaign, Illinois; Howard C. Bronson, Hague, Virginia; John Brownlee, New York, New York; L. Perkins Bull, Glencoe, Illinois; Earl Campbell, Washington, District of Columbia; Leon Carson, New York, New York; Robert A. Choate, Boston, Massachusetts; James Francis Cooke, Philadelphia, Pennsylvania; Paul Creston, Yonkers, New York; Kathleen Davison, Des Moines, Iowa; Norman Dello Joio, New York, New York; Vera Wardner Dougan, Beloit, Wisconsin; Walter G. Douglas, New York, New York; Deane Edwards, Rye, New York; S. Lewis Elmer, New York, New York; Herman Finkelstein, New York, New York; Charles Warren Fox, Rochester, New York; Arthur Flagler Fultz, Boston, Massachusetts;

Percy Walter Gatz, White Plains, New York; Karl Geiringer, Boston, Massachusetts; Ira Gershwin, Beverly Hills, California; Ray Green, New York, New York; Vernon Hammond, Philadelphia, Pennsylvania; Howard Hanson, Rochester, New York; Otto A. Harbach, New York, New York; Ernest E. Harris, New York, New York; Arthur A. Hauser, Berwyn, Pennsylvania; Carl Haverlin, New York, New York; Patrick Hayes, Washington, District of Columbia; Frank W. Hill, Cedar Falls, Iowa; Mark M. Horblit, Boston, Massachusetts; Edwin Hughes, New York, New York; Edna Wallace Johnston, Winter Park, Florida; Archie N. Jones, Austin, Texas; S. Turner Jones, Baldwin, New York; Arthur Judson, New York, New York; Harrison Keller, Boston, Massachusetts; Ruth Kemper, New York, New York; Raymond Kendall, Los Angeles, California; Richard Korn, New York, New York; Olga Koussevitzky, Lenox, Massachusetts; Otto Luening, New York, New York; Mae MacKenzie, Pittsburgh, Pennsylvania;

Joseph E. Maddy, Ann Arbor, Michigan; Donald F. Malin, Boston, Massachusetts; Marie Marti, Detroit, Michigan; Jane R. Mayer, New York, New York; Charles Mayer, New York, New York; Peter Menin, New York, New York; Ada Holding Miller, Providence, Rhode Island; Howard Mitchell, Washington, District of Columbia; Dmitri Mitropoulos, New York, New York; Douglas Moore, New York, New York; Harold C. Morris, New York, New York; Carol Morse, New York, New York; Walter W. Naumburg, New York, New York; Herman Neuman, New York, New York; Geoffrey O'Hara, Pawling, New York; Ralph Sylvester Peer, New York, New York; Gustave Reese, New York, New York; Claire R. Reis, New York, New York; Cornelia B. Rogers, New York, New York; Willard Rhodes, New York, New York; James Sample, Erie, Pennsylvania; William A. Schroeder, New York, New York; Elie Siegmeister, Great Neck, New York; Izler Soloman, Peekskill, New York; Sigmund Spaeth, New York, New York;

Harold Spivacke, Washington, District of Columbia; Marshall Stearns, New York, New York; William Richard Steinway, New York, New York; Paul Swarm, Decatur, Illinois; Bernard U. Taylor, New York, New York; Anthony Ralph Teta, New Haven, Connecticut; Charles A. Wall, New York, New York; Sidney William Watten-

berg, New York, New York; Eleanor Hale Wilson, Seattle Washington; Philip Wyman, Cincinnati, Ohio; and their associates and successors, are hereby created a body corporate by the name of National Music Council (hereinafter referred to as the "Corporation") and by such name shall be known and have perpetual succession and the powers and limitations contained in this Act.

SEC. 2. A majority of the persons named in the first section of this Act, or their successors, are hereby authorized to meet to complete the organization of the Corporation by the adoption of a constitution and bylaws, by the election of officers, and by doing all things necessary to carry into effect the provisions of this Act.

Adoption of constitution and by-laws.

SEC. 3. The objects and purposes of the Corporation shall be—

Purposes.

(1) to provide the member organizations with a forum for the free discussion of problems affecting national musical life in this country;

(2) to speak with one voice for music whenever an authoritative expression of opinion is desirable;

(3) to provide for the interchange of information between the various member organizations;

(4) to encourage the coordination of efforts of the member organizations, thereby avoiding duplication or conflict;

(5) to organize exploratory surveys or fact-finding commissions whenever the Corporation shall deem them necessary for the solution of important problems; and

(6) to encourage the development and appreciation of the art of music and to foster the highest ethical standards in the musical professions and industries.

SEC. 4. The Corporation shall have power—

Powers.

(1) to sue and be sued, complain and defend in any court of competent jurisdiction;

(2) to adopt, use, and alter a corporate seal;

(3) to choose such officers, managers, agents, and employees as the business of the Corporation may require;

(4) to adopt and alter a constitution and bylaws, not inconsistent with the laws of the United States or any State in which the Corporation is to operate, for the management of its property and the regulation of its affairs;

(5) to contract and be contracted with;

(6) to take and hold by lease, gift, purchase, grant, devise, or bequest any property, real or personal, necessary for attaining the objects or accomplishing the purposes of the Corporation, subject to applicable provisions of law of any State (A) governing the amount or kind of real and personal property which may be held by, or (B) otherwise limiting or controlling the ownership of real and personal property by a corporation operating in such State;

(7) to transfer and convey real or personal property;

(8) to borrow money for the purposes of the Corporation, issue bonds therefor, and secure the same by mortgage, subject to all applicable provisions of Federal or State law;

(9) to use the corporate funds to give prizes, awards, loans, scholarships, and grants to deserving composers, conductors, and others for the purposes set forth in section 3, and for such other purpose as may be determined to be proper by the board of directors;

(10) to publish a bulletin, magazine, and other publications; and

(11) to do any and all acts and things necessary and proper to carry out the objects and purposes of the Corporation.

Conduct of activities.

SEC. 5. The activities of the Corporation may be conducted throughout the various States, Territories, and possessions of the United States. The Corporation shall maintain at all times in the District of Columbia a designated agent authorized to accept service of process for the Corporation, such designation to be filed in the office of the clerk of the United States District Court for the District of Columbia. Notice to or service upon such agent, or mailed to the business address of such agent, shall be deemed sufficient notice of service upon the Corporation. The principal office of the Corporation shall be established at such place as the board of directors deems appropriate.

Eligibility for membership.

SEC. 6. Eligibility for membership in the Corporation and the rights and privileges of members, shall, except as provided in this Act, be determined according to the constitution and by-laws of the Corporation. In the conduct of the official business of the Corporation each member shall have one vote.

Executive Committee.

SEC. 7. The Corporation shall be governed by a board of directors, which may be known and referred to as an Executive Committee, composed of not less than ten persons who shall be representative of members of the Corporation or such other persons as shall be selected by the members of the Corporation, and such persons shall be elected by the members of the Corporation annually or at such other regular intervals as may be specified in the by-laws of the Corporation.

Officers.

SEC. 8. The officers of the Corporation shall consist of a chairman of the board, a president, one or more vice presidents, a secretary, a treasurer, and such assistant officers as the board of directors shall designate. The officers shall perform such duties and have such powers as the by-laws and the board of directors may from time to time prescribe.

Income and assets.

SEC. 9. (a) No part of the income or assets of the Corporation shall inure to any member, officer, or director, or be distributable to any such person except upon dissolution and final liquidation of the Corporation as provided in section 15 of this Act.

Loans.

(b) The Corporation shall not make loans to its officers, directors, or employees. Any director who votes for or assents to the making of a loan to any officer, director, or employee of the Corporation, and any officer who participates in the making of such a loan shall be jointly and severally liable to the Corporation for the amount of such loan until the repayment thereof.

Political contributions.

SEC. 10. The Corporation and its members, officers, and directors as such, shall not contribute to or otherwise support or assist any political party or candidate for elective public office.

Liability of Corporation.

SEC. 11. The Corporation shall be liable for the acts of its officers and agents when acting within the scope of their authority.

Stock; dividends.

SEC. 12. The Corporation shall have no power to issue any shares of stock or to declare or pay any dividends, or to engage in business for pecuniary profit.

Books and records.

SEC. 13. The Corporation shall keep correct and complete books and records of account and shall also keep minutes of the proceedings of its members, the board of directors, and committees having any authority under the board of directors; and it shall also keep a record of the names and addresses of its members entitled to vote. All books and records of the Corporation may be inspected by any member, or by his agent or attorney, at any reasonable time.

Annual audits.

SEC. 14. (a) The financial transactions shall be audited annually by an independent certified public accountant in accordance with the principles and procedures applicable to commercial corporate transactions. The audit shall be conducted at the place or places where the accounts of the Corporation are normally kept. All books, accounts, financial records, reports, files, and all other papers, things, or property belong-

ing to or in use by the Corporation and necessary to facilitate the audit shall be made available to the person or persons conducting the audit; and full facilities for verifying transactions with the balances or securities held by depositors, fiscal agents, and custodians shall be afforded to such person or persons.

(b) A report of such audit shall be made by the Corporation to the Congress not later than May 15 of each year. The report shall set forth the scope of the audit and shall include a verification by the person or persons conducting the audit of statements of (1) assets and liabilities, (2) capital and surplus or deficit, (3) surplus or deficit analysis, (4) income and expense, and (5) sources and application of funds. Such reports shall not be printed as public documents.

SEC. 15. Upon final dissolution or liquidation of the Corporation and after the discharge or satisfaction of all outstanding obligations and liabilities, the remaining assets of the Corporation shall be used by the board of directors for the purposes stated in section 3 above or be transferred to some recognized educational foundation.

SEC. 16. The Corporation shall have the sole and exclusive right to use the name of National Music Council as representing such Corporation and such seals, emblems, and badges as the Corporation may lawfully adopt.

SEC. 17. As a condition precedent to the exercise of any power or privilege granted to the Corporation under this Act, the Corporation shall file in the office of the Secretary of State, or in the office of another appropriate officer, in each State and in each Territory or possession of the United States in which the Corporation is doing business, the name and post office address of an authorized agent in such State, Territory, or possession upon whom legal process or demand against the Corporation may be served.

SEC. 18. The Corporation may acquire the assets of National Music Council, Incorporated, a corporation organized under the laws of the State of New York, upon discharging or satisfactorily providing for the payment and discharge of all the liabilities of such corporation, and upon complying with all laws of the State of New York applicable thereto.

SEC. 19. The provisions of this Act shall take effect on the filing in the office of the Clerk of the United States District Court in and for the Southern District of New York of affidavits signed by five of the incorporators named in the first section of this Act to the effect that National Music Council, Incorporated, referred to in section 18 of this Act, has been dissolved in accordance with the laws of the State of New York, but only if such affidavits are filed within three years after the date of the enactment of this Act.

SEC. 20. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved August 1, 1956.

Liquidation of Corporation.

Name; seals.

Filing of names and addresses.

Assets of National Music Council, Inc., acquisition.

Effective date.

Reservation of rights.

Public Law 874

CHAPTER 825

AN ACT

To amend chapter 3 of title 18, United States Code, relating to animals, birds, and fish.

August 1, 1956
[H. R. 11636]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That chapter 3 of title 18, United States Code, is amended by adding the following section:

Title 18, U. S. Code, amendments.
62 Stat. 686.

“§ 46. Transportation of water hyacinths.

“(a) Whoever knowingly delivers or receives for transportation, or transports, in interstate commerce, alligator grass (*alternanthera philoxeroides*), or water chestnut plants (*trapa natans*) or water hyacinth plants (*eichhornia crassipes*) or the seeds of such grass or plants; or

“(b) Whoever knowingly sells, purchases, barter, exchanges, gives, or receives any grass, plant, or seed which has been transported in violation of subsection (a); or

“(c) Whoever knowingly delivers or receives for transportation, or transports, in interstate commerce, an advertisement, to sell, purchase, barter, exchange, give, or receive alligator grass or water chestnut plants or water hyacinth plants or the seeds of such grass or plants—

“Shall be fined not more than \$500, or imprisoned not more than six months, or both.

“SEC. 2. (a) The analysis of part I of title 18, United States Code, is amended by striking out

“‘Chapter 3. Animals, birds, and fish’

and inserting in lieu thereof

“‘Chapter 3. Animals, birds, fish, and plants’.

“(b) The analysis of chapter 3 of title 18 is amended by striking out the heading

“‘CHAPTER 3. ANIMALS, BIRDS, AND FISH’

and inserting in lieu thereof

“‘CHAPTER 3. ANIMALS, BIRDS, FISH, AND PLANTS’;

and by adding the following:

“‘46. Transportation of water hyacinths.’”

Approved August 1, 1956.

Public Law 875

CHAPTER 826

AN ACT

August 1, 1956
[H. R. 11653]

To increase the fees of witnesses in the United States courts and before United States commissioners, and for other purposes.

Witness fees.
62 Stat. 950.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1821 of title 28, United States Code, is hereby amended to read as follows:

“§ 1821. Per diem and mileage generally; subsistence

“A witness attending in any court of the United States, or before a United States commissioner, or before any person authorized to take his deposition pursuant to any rule or order of a court of the United States, shall receive \$4 for each day's attendance and for the time necessarily occupied in going to and returning from the same, and 8 cents per mile for going from and returning to his place of residence. Regardless of the mode of travel employed by the witness, computation of mileage under this section shall be made on the basis of a uniform table of distances adopted by the Attorney General. Witnesses who are not salaried employees of the Government and who are not in custody and who attend at points so far removed from their respective residence as to prohibit return thereto from day to day shall be entitled to an additional allowance of \$8 per day for expenses of subsistence including the time necessarily occupied in going to and re-

turning from the place of attendance: *Provided*, That in lieu of the mileage allowance provided for herein, witnesses who are required to travel between the Territories and possessions, or to and from the continental United States, shall be entitled to the actual expenses of travel at the lowest first-class rate available at the time of reservation for passage, by means of transportation employed: *Provided further*, That this section shall not apply to Alaska.

"When a witness is detained in prison for want of security for his appearance, he shall be entitled, in addition to his subsistence, to a compensation of \$1 per day."

Approved August 1, 1956.

Public Law 876

CHAPTER 827

AN ACT

To amend section 104, title 4, United States Code.

August 1, 1956
[H. R. 11254]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 104 of title 4, United States Code, is hereby amended by adding at the end thereof the following new subsection, to be designated subsection (c) and to read as follows:

Tax on motor
fuel.
61 Stat. 641.

"(c) As used in this section, the term 'Territory' shall include Guam."

Approved August 1, 1956.

Public Law 877

CHAPTER 828

AN ACT

To authorize the Secretary of the Interior to execute a contract with the Tule Lake Irrigation District, California, and for other purposes.

August 1, 1956
[H. R. 12034]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized to execute, on behalf of the United States, a repayment contract with the Tule Lake Irrigation District, California, substantially in the form in which said contract was negotiated pursuant to section 7 of the Reclamation Project Act of 1939 (53 Stat. 1187, 1192, 43 U. S. C., sec. 485f) and approved at an election of the district held on July 2, 1956.

Tule Lake Irriga-
tion District,
Calif.

SEC. 2. In aid of the administration of said contract and for other purposes—

(a) credits may be given and payments made to the Tule Lake Irrigation District and the Klamath Irrigation District in accordance with said contract without further appropriation but, notwithstanding any other provision of the Federal reclamation laws (Act of June 17, 1902 (32 Stat. 388), and Acts amendatory thereof or supplementary thereto), said credits and payments shall be the only credits given or payments made to the Tule Lake Irrigation District.

43 USC ch. 12.

(b) repayment of those portions of the costs of the works of the Klamath project heretofore or hereafter constructed serving lands within the boundaries of the Tule Lake Irrigation District which are allocated by the Secretary to said lands shall be accounted for by application of the construction charge payments required to be made under the aforesaid contract and, to the extent to which the payments so required do not account in full for

said allocation, by application of (a) net revenues heretofore received from the sources described in article 4 of said contract, (b) those net revenues hereafter received from the same sources which are in excess of the amounts to be credited or paid to the district in accordance with said article, and (c) other net project revenues heretofore or hereafter received from project sources which are properly creditable to the Tule Lake division under the Federal reclamation laws.

(c) the lands of the Klamath project, presently within its Tule Lake division, which lie in Siskiyou County, California, west of range 4 east, Mount Diablo meridian, and in the vicinity of Lower Klamath Lake, including lands heretofore uncovered by the changing level of that lake, are hereby severed from said division, and appropriate portions of the costs of the works of the Klamath project heretofore or hereafter constructed which serve said lands shall be allocated by the Secretary to those lands. Any repayment contract entered into under the Federal reclamation laws with respect to them shall require water users thereon to assume such equitable share of said allocation as is within their repayment ability. Construction costs, if any, in excess of that amount shall be accounted for by the application of net revenues derived after December 31, 1942, from the leasing of Government-owned lands in the area aforesaid. Nothing contained in this subsection shall authorize the levying or collection of charges on account of project construction on lands utilized by the Fish and Wildlife Service in any national wildlife refuge. Any project construction costs assigned by the Secretary to such refuge lands shall be nonreimbursable.

(d) the allocations provided for in subsections (b) and (c) of this section shall extend to all past and future expenditures except those for which special provision was made by section 15 of the Act of May 25, 1926 (44 Stat. 636, 639).

Repeals.

(e) the proviso attached to the item in the Interior Department Appropriation Act, 1941, appropriating funds for construction of the Klamath project (54 Stat. 406, 436), is repealed. Section 2, subsection (d), of the Act of June 17, 1944 (58 Stat. 279, 43 U. S. C., sec. 612) is repealed, but this repeal shall not affect the application of net revenues received prior to January 1, 1943, which was made by the second sentence thereof.

(f) the Secretary is authorized to withdraw any public notice heretofore issued on the Klamath project which is applicable to lands of the Tule Lake division.

Coverage of revenues into reclamation fund.

SEC. 3. Net revenues of the Tule Lake division which are derived from sources other than those described in subsections (a), (b), and (c) of section 2 of this Act or which, although derived from said sources, are in excess of the amounts required for the purposes therein stated, shall be covered into the reclamation fund for application, to the extent necessary, in aid of divisions or units of the Klamath project, including lands within the Tule Lake Irrigation District, hereafter authorized for construction pursuant to law.

Leases.

SEC. 4. Nothing contained in this Act or in the aforesaid contract shall be construed to affect the homesteading of the now unentered public lands within the Tule Lake Irrigation District as promptly as the United States may deem desirable consistent with other authorized uses, but the Secretary shall, in the meantime, continue the leasing of public lands to provide adequate funds for the purposes of this Act and said contract and to prepare and make said lands available for the designated purposes.

Approved August 1, 1956.

Public Law 878

CHAPTER 829

AN ACT

To improve and simplify the credit facilities available to farmers, to amend the Bankhead-Jones Farm Tenant Act, and for other purposes.

August 1, 1956
[H. R. 11544]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Bankhead-Jones Farm Tenant Act, as amended, is further amended as follows:

Bankhead-Jones
Farm Tenant Act,
amendment.

(a) The following sections of title I of the Bankhead-Jones Farm Tenant Act, as amended, are further amended as follows:

Section 1 (a) is amended by striking from the second sentence thereof the words "to assist borrowers under this title in making the" and inserting in lieu thereof the words "or insured for" and by striking the word "their" preceding the words "farming operations".

Power of Secretary.
60 Stat. 1072.
7 USC 1001.

(b) Section 1 (b) is amended by inserting after the word "only" in the first sentence the words "farm owners", by striking the words "(including owners of inadequate or underimproved farm units)", and by inserting in lieu of the words "the major portion" the words "a substantial portion".

(c) Section 1 (c) is amended to read as follows: "No loan shall be made, or mortgage insured, unless the farm is a family-type unit of such size as the Secretary determines to be sufficient to enable the family to carry on successful farming of a type which the Secretary deems can be carried on successfully in the locality in which the farm is situated: *Provided, however, That—*

"(1) loans may be made to veterans or mortgages insured for veterans, as defined in section 1 (b) (2) hereof, who have pensionable disabilities, with respect to farm units of sufficient size to meet the farming capabilities of such veterans and afford them income which, together with their pensions, will enable them to meet living and operating expenses and the amounts to become due on their loans; and

"(2) loans may be made or mortgages insured to owner-operators who are bona fide farmers who have historically resided on farms and depended on farm income for their livelihood, and who are conducting substantial farming operations on units which are less than family-type units, to repair or improve such farm units, and to refinance indebtedness of the owner incurred for agricultural purposes, if such farms are of sufficient size to produce income which, together with income from other sources, will enable them to meet living and operating expenses and the amounts to become due on their loans; and

"(3) loans in amounts not exceeding \$15,000 per farm for the construction, improvement, repair, or replacement of farm dwellings and other farm buildings on farms the operation of which require no more than three farm families or three farm dwellings may be insured under this Act."

(d) The second sentence of section 2 (b) is amended by striking the period at the end thereof and inserting a comma and the following: "except that, for loans under either part of the proviso in section 1 (c) of this title, the certification shall be based on the normal market value of the farm."

Certification.
60 Stat. 1074.
7 USC 1002.

(e) Section 3 (a) is amended to read as follows:

"Sec. 3. (a) Loans made under this title shall not be in excess of the amount certified by the county committee to be the value of the farm less any prior lien indebtedness, and shall be secured by a first or second mortgage or deed of trust on the farm. Loans may not be made for the acquisition or enlargement of farms which have a value, as acquired or enlarged, in excess of the average value of efficient

Amounts.
60 Stat. 1074.
7 USC 1003.

family-type farm-management units, as determined by the Secretary, in the county, parish, or locality where the farm is located."

60 Stat. 1076,
7 USC 1005b(b).

(f) Section 12 (b) is amended by striking the figure "\$100,000,000" and inserting in lieu thereof the figure "\$125,000,000".

60 Stat. 1076,
7 USC 1005b(e).

(g) Section 12 (e) is amended by striking from the last sentence of item (2) the words "to carry out the provisions of this title, relating to mortgage insurance" and by inserting in lieu thereof the words "of the Farmers Home Administration and may be transferred annually to that administrative expense account and become merged therewith".

69 Stat. 553.
7 USC 1006c.

(h) Section 16 (a) is amended by inserting in the first sentence thereof before the word "mortgages" the words "or second" and by adding the following sentence at the end of said subsection: "Loans insured under this section shall not be in excess of 90 per centum of the amount certified by the county committee to be the value of the farm, less any prior lien indebtedness."

(i) The following new section 17 is added:

"SEC. 17. Until June 30, 1959, the purposes for which loans may be made or insured under this title shall include the advance of funds for refinancing secured or unsecured indebtedness of eligible farmers on farms of not more than family size who are presently unable to meet the terms and conditions of their outstanding indebtedness and are unable to refinance such debts with commercial banks, cooperative lending agencies, or other responsible credit sources at rates and terms which they could reasonably be expected to fulfill. No such loans shall be made to an applicant whose total indebtedness is in excess of the amount certified by the county committee to be the value of the real estate and the reasonable value of the applicant's livestock and farm equipment, unless the aggregate of the outstanding indebtedness shall be adjusted so as to be within such values. The total amount of loans insured in any one fiscal year under this section shall not exceed \$50,000,000."

60 Stat. 1072.
7 USC 1007.

SEC. 6. Title II of the Bankhead-Jones Farm Tenant Act, as amended, is further amended by striking the words "Production and Subsistence Loans" in the title and inserting in lieu thereof the words "Operating Loans", and by the amendment of section 21 to read as follows:

Borrowers and
terms.

"SEC. 21. (a) The Secretary may make loans to farmers and stockmen who are operators of family-type farms and who are citizens of the United States for the purchase of livestock, seed, feed, fertilizer, farm equipment, supplies, and other farm needs, the cost of reorganizing the farming enterprise or changing farming practices to accomplish more diversified or more profitable farming operations, the refinancing of existing indebtedness, and for family subsistence: *Provided, however,* That loans may be made to operators who are bona fide farmers who have historically resided on farms and depended on farm income for their livelihood, and who are conducting substantial farming operations on units which are less than family-type units, if the units are of sufficient size to produce income which, together with income from other sources, including pensions in the case of disabled veterans, will enable them to meet living and operating expenses and the amounts due on their loans.

Restrictions.

"(b) No loan shall be made under this section for the purchase or leasing of land or for the carrying on of any land-purchase or land-leasing program. No loan may be made to any one borrower under this section which would cause the total principal amount outstanding to exceed \$10,000: *Provided, however,* That an amount not to exceed 10 per centum of the sum made available by annual appropriation for loans under this title may be used for making loans to borrowers,

which would cause such indebtedness to exceed \$10,000 but in no event may any loan be made which would cause such indebtedness to exceed \$20,000.

“(c) The terms of loans under this section, including any renewal or extension of any such loan except as provided in subsection (d) hereof, shall not exceed seven years from the date the original loan was made.

“(d) No person who has failed to liquidate his indebtedness under this section for seven consecutive years shall be eligible for loans hereunder: *Provided, however,* That in justifiable cases where the Secretary finds that the inability of a borrower to repay his indebtedness under this section within seven years is due to causes beyond the control of the borrower, the Secretary may extend or renew such loans to be repayable in not to exceed ten years from the date the original loan was made, and during such extended term may make additional loans to such persons, if necessary.”

SEC. 3. Except insofar as they affect title III of the Bankhead-Jones Farm Tenant Act, as amended, the following sections of title IV of the Bankhead-Jones Farm Tenant Act, as amended, are further amended as follows:

(a) Section 41 (g) is amended to read as follows:

“(g) Compromise, adjust, or reduce claims and adjust and modify the terms of mortgages, leases, contracts, and agreements entered into or administered by the Farmers’ Home Administration under any of its programs, as circumstances may require: *Provided, however,* That—

Adjustment of
claims.
60 Stat. 1064.
7 USC 1015.

“(1) compromise, adjustment, or reduction of claims of \$15,000 or more must be effected by reference to the Secretary of the Treasury or to the Attorney General pursuant to the provisions of section 3469 of the Revised Statutes (31 U. S. C. 194);

“(2) compromise, adjustment, or reduction of claims shall be based on a reasonable determination by the Secretary of the debtor’s ability to pay and the value of the security and with or without the payment of any consideration at the time of such adjustment or reduction;

“(3) releases from personal liability may also be made with or without the payment of any consideration at the time of adjustment of claims against—

“(A) borrowers who have transferred the security property to other approved applicants under agreements assuming the outstanding secured indebtedness; and

“(B) borrowers who have transferred their farms to other approved applicants under agreements assuming that portion of their outstanding indebtedness against the farm which is equal to the value of the farm at the time of the transfer, and borrowers whose farms have been acquired by the Secretary, in cases where the county committees certify and the Secretary determines that the borrowers have cooperated in good faith with the Secretary, have farmed in a workmanlike manner, used due diligence to maintain the security against loss, and otherwise fulfilled the covenants incident to their loans, to the best of their abilities;

“(4) no compromise, adjustment, or reduction of claims shall be made upon terms more favorable than recommended by the appropriate county committee established pursuant to section 42 of this Act; and

“(5) any claim which has been due and payable for five years or more, and where the debtor has no assets from which the claim could be collected and has no apparent future debt payment ability, or is deceased and has left no estate, or has been absent from

his last-known address for a period of at least five years, has no known assets, and his whereabouts cannot be ascertained without undue expense, may be charged off or released by the Secretary upon a report and favorable recommendation of the employee of the Administration having charge of the claim: *Provided, however*, That claims involving a principal balance of \$150 or less may be charged off or released whenever it appears to the Secretary that further collection efforts would be ineffectual or likely to prove uneconomical."

Term of office.
60 Stat. 1066.

60 Stat. 1068.
7 USC 1017(d).

Bid at foreclosure.
60 Stat. 1070.
7 USC 1025.

(b) The first sentence of section 42 (a) is amended by inserting after the word "county" in each of three places the words "or area".

(c) Section 43 (d) is amended by striking the words "as family-size farms".

(d) Section 51 is amended to read as follows:

"SEC. 51. The Secretary is authorized and empowered to make advances to preserve and protect the security for, or the lien or priority of the lien securing, any loan or other indebtedness owing to, insured by or acquired by the Secretary under any programs administered by the Farmers' Home Administration; to bid for and purchase at any foreclosure or other sale or otherwise acquire property pledged, mortgaged, conveyed, attached, or levied upon to secure the payment of any such indebtedness; to accept title to any property so purchased or acquired; to operate for a period not in excess of one year from the date of acquisition, or lease such property for such period as may be deemed necessary to protect the investment therein; to sell or grant rights-of-way or easements over such property; and to sell or otherwise dispose of such property in a manner consistent with the provisions of section 43 of this Act. Any advances or expenditures under this section with respect to any insured loan or insured mortgage shall be paid out of the mortgage insurance fund."

12 USC 1148a-1
note.

SEC. 4. Section 1 of the Act of August 31, 1954, as amended (68 Stat. 999; 69 Stat. 223), is further amended by striking the figures "1957" and inserting in lieu thereof the figures "1959" and by striking the figures "\$15,000,000" and inserting in lieu thereof "\$65,000,000".

Approved August 1, 1956.

Public Law 879

CHAPTER 830

AN ACT

August 1, 1956
[H. R. 5738]

To authorize flight instruction during Reserve Officers' Training Corps programs, and for other purposes.

ROTC.
Flight instruction.
41 Stat. 777.

41 Stat. 777; 68
Stat. 896.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of June 3, 1916 (39 Stat. 166), as amended, is further amended as follows:

(1) Section 40a, as amended (10 U. S. C. 385), is further amended by adding the following sentence at the end thereof: "The courses of theoretical and practical military training prescribed under this section may include flight instruction."

(2) Section 47, as amended (10 U. S. C. 389), is further amended by adding the following sentence at the end thereof: "The Secretary of the Army and the Secretary of the Air Force may, for a period of four years after the effective date of this amendatory Act, provide, or contract with civilian flying or aviation schools or educational institutions to provide, such personnel, aircraft, supplies, facilities, and instruction as are necessary for flight instruction of members of the Reserve Officers' Training Corps in Army and Air Force units, respectively."

SEC. 2. The third sentence of section 1 of the Act of June 15, 1936 (49 Stat. 1507, 10 U. S. C. 455c), is amended by deleting the words "of the Reserve Officers' Training Corps and members".

SEC. 3. Section 22 of the Act of March 4, 1925 (ch. 536, 43 Stat. 1276), as amended (34 U. S. C. 821), is further amended by—

56 Stat. 781.

(1) deleting in subsection (b) the words "who suffer disability, including members"; and

(2) adding at the end thereof the following new subsections:

"(c) The courses of theoretical and practical naval training prescribed for members of the Naval Reserve Officers' Training Corps may include flight instruction.

"(d) The Secretary of the Navy may, for a period of four years after the effective date of this amendatory Act, provide, or contract with civilian flying or aviation schools or educational institutions to provide, such personnel, aircraft, supplies, facilities, and instruction as are necessary for flight instruction of members of the Naval Reserve Officers' Training Corps."

SEC. 4. (a) The Federal Employees' Compensation Act (ch. 458, 39 Stat. 742), as amended (5 U. S. C. 751-793), applies in case of the disability or death of the following members of the Reserve Officers' Training Corps of the Army, Navy, and Air Force:

63 Stat. 854.

(1) Any member who suffers disability or death from an injury incurred in line of duty while engaged in flight instruction, under—

(A) section 40a of the Act of June 3, 1916 (ch. 134, 39 Stat. 191), as amended (10 U. S. C. 385);

(B) section 22 (a) of the Act of March 4, 1925 (ch. 536, 43 Stat. 1276), as amended (34 U. S. C. 821 (a)); or

(C) section 3 (a) of the Act of August 13, 1946 (ch. 962, 60 Stat. 1058), as amended (34 U. S. C. 1020b (a));

(2) Any member who suffers disability or death from an injury incurred in line of duty while performing authorized travel to or from, or while attending—

(A) a training camp under section 47a of the Act of June 3, 1916 (ch. 134, 39 Stat. 192), as amended (10 U. S. C. 441);

41 Stat. 778.

(B) a cruise under section 22 (a) of the Act of March 4, 1925 (ch. 536, 43 Stat. 1276), as amended (34 U. S. C. 821 (a)); or

(C) a cruise or camp prescribed by the Secretary of the Navy under section 6 (a) 1 of the Act of August 13, 1946 (ch. 962, 60 Stat. 1059), as amended (34 U. S. C. 1020e (a) 1).

For the purposes of this section, an injury shall be considered to have been incurred in line of duty only if it is the proximate result of the performance of military training by the member concerned, or of his travel to or from that military training, during the periods of time indicated in (2). Any member who contracts a disease or illness which is the proximate result of the performance of training during the periods of time indicated in (2) shall be considered for the purposes of this section to have been injured in line of duty during that period.

(b) In computing the compensation payable under this section, the total compensation received by the injured or deceased person, as the case may be, in cash and kind, shall be considered to be \$150 per month. That sum shall be applied in lieu of any monthly pay considered to be required or authorized under section 6, 10, or 12 of the Federal Employees' Compensation Act.

(c) Subject to review by the Secretary of Labor, the Secretary of the military department concerned, under regulations to be prescribed

by him, shall determine whether an injury, disease, or illness was sustained, or contracted, in line of duty and was the proximate result of the performance of military training by the member concerned, or of his travel to or from that military training.

(d) Any expenses incurred by a military department in providing hospitalization, medical and surgical care, necessary transportation incident to that hospitalization or medical and surgical care, or in connection with a funeral and burial on behalf of a person covered by subsection (a) shall be reimbursed by the Secretary of Labor out of the Employees' Compensation Fund in accordance with the provisions of the Federal Employees' Compensation Act. However, reimbursement shall not be made for any hospitalization or medical or surgical care provided a person while attending—

41 Stat. 778.

(1) a training camp under section 47a of the Act of June 3, 1916 (ch. 134, 39 Stat. 192), as amended (10 U. S. C. 441);

(2) a cruise under section 22 (a) of the Act of March 4, 1925 (ch. 536, 43 Stat. 1276), as amended (34 U. S. C. 821 (a)); or

(3) a cruise or camp prescribed by the Secretary of the Navy under section 6 (a) 1 of the Act of August 13, 1946 (ch. 962, 60 Stat. 1059), as amended (34 U. S. C. 1020e (a) 1).

39 Stat. 747,
5 USC 776, 777.

(e) Nothing in this section shall be construed to hinder the prompt action authorized by sections 26 and 27 of the Federal Employees' Compensation Act in any case involving the legal liability of a third party other than the United States, and the Secretary of the military department concerned shall cooperate fully with the Department of Labor in the prompt investigation and prosecution in those cases.

(f) Any person receiving disability benefits under this section may not receive those benefits after he enters upon active duty with the Armed Forces, but those benefits may be reinstated when the person is released from that active duty.

65 Stat. 33; 68
Stat. 781.

SEC. 5. Section 2 of the Servicemen's Indemnity Act of 1951, as amended (38 U. S. C. 851), is further amended by striking out the following words: "members of the Reserve Officers' Training Corps, the Naval Reserve Officers' Training Corps, and the Air Force Reserve Officers' Training Corps, when called or ordered to active training duty for fourteen days or more while on such active training duty;"

Report to Con-
gress.

SEC. 6. The Secretary of each military department shall report in January of each year to the Congress on the progress of the flight training program authorized by this Act.

Approved August 1, 1956.

Public Law 880

CHAPTER 836

AN ACT

August 1, 1956
[H. R. 7225]

To amend title II of the Social Security Act to provide disability insurance benefits for certain disabled individuals who have attained age fifty, to reduce to age sixty-two the age on the basis of which benefits are payable to certain women, to provide for child's insurance benefits for children who are disabled before attaining age eighteen, to extend coverage, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Social Security Amendments of 1956".

Social Security
Amendments of
1956.

TITLE I—AMENDMENTS TO TITLE II OF THE SOCIAL SECURITY ACT

49 Stat. 622,
42 USC 401-422.CHILD'S INSURANCE BENEFITS FOR CHILDREN WHO ARE DISABLED BEFORE
ATTAINING AGE EIGHTEEN

SEC. 101. (a) Section 202 (d) (1) of the Social Security Act is amended to read as follows:

42 USC 402.

"(1) Every child (as defined in section 216 (e)) of an individual entitled to old-age insurance benefits, or of an individual who died a fully or currently insured individual after 1939, if such child—

42 USC 416.

"(A) has filed application for child's insurance benefits,

"(B) at the time such application was filed was unmarried and either (i) had not attained the age of eighteen, or (ii) was under a disability (as defined in section 223 (c)) which began before he attained the age of eighteen, and

Post, p. 815.

"(C) was dependent upon such individual at the time such application was filed, or, if such individual has died, was dependent upon such individual at the time of such individual's death, shall be entitled to a child's insurance benefit for each month, beginning with the first month after August 1950 in which such child becomes so entitled to such insurance benefits and ending with the month preceding the first month in which any of the following occurs: such child dies, marries, is adopted (except for adoption by a stepparent, grandparent, aunt, or uncle subsequent to the death of such fully or currently insured individual), attains the age of eighteen and is not under a disability (as defined in section 223 (c)) which began before he attained such age, or ceases to be under a disability (as so defined) on or after the day on which he attains age eighteen."

Post, p. 815.

(b) (1) Paragraphs (3), (4), and (5) of section 202 (d) of such Act are each amended by striking out "A child" wherever it appears and inserting in lieu thereof "A child who has not attained the age of eighteen".

(2) Section 202 (d) of such Act is further amended by adding at the end thereof the following new paragraph:

"(6) A child who has attained the age of eighteen and who is under a disability (as defined in section 223 (c)) which began before he attained the age of eighteen shall be deemed dependent upon his natural or adopting father, his natural or adopting mother, his stepfather, or his stepmother at the time specified in paragraph (1) (C) if the child—

Post, p. 815.

"(A) was or would, upon filing an application therefor, have been entitled to a child's insurance benefit on the basis of the wages and self-employment income of such father, mother, stepfather, or stepmother for any month before the month in which he attained the age of eighteen, or

“(B) was, at the time specified in paragraph (1) (C), receiving at least one-half of his support from such father, mother, stepfather, or stepmother.”

42 USC 402.

(c) Section 202 (h) (1) of such Act (relating to parent's benefits) is amended by striking out “or an unmarried child under the age of eighteen deemed dependent on such individual under subsection (d) (3), (4), or (5)” and inserting in lieu thereof “an unmarried child under the age of eighteen deemed dependent on such individual under subsection (d) (3), (4), or (5), or an unmarried child who has attained the age of eighteen and is under a disability (as defined in section 223 (c)) which began before he attained such age and who is deemed dependent on such individual under subsection (d) (6)”.

Post, p. 815.

42 USC 403.

(d) The first sentence of section 203 (a) of such Act (relating to maximum benefits) is amended by striking out “after any deductions under this section,” each place it appears and inserting in lieu thereof “after any deductions under this section, after any deductions under section 222 (b), and after any reduction under section 224.”

Post, pp. 817, 816.

Post, p. 814.

(e) Section 203 (b) of such Act (relating to deductions from benefits on account of certain events) is amended by adding after paragraph (5) the following:

Post, p. 817.

“For purposes of paragraphs (3), (4), and (5), a child shall not be considered to be entitled to a child's insurance benefit for any month in which an event specified in section 222 (b) occurs with respect to such child. No deduction shall be made under this subsection from any child's insurance benefit for the month in which the child entitled to such benefit attained the age of eighteen or any subsequent month.”

(f) Section 203 (d) of such Act (relating to occurrence of more than one event) is amended by inserting after “(c)” the following: “and section 222 (b)”.

(g) Section 203 (h) of such Act (relating to circumstances under which deductions not required) is amended to read as follows:

“Circumstances Under Which Deductions and Reductions Not Required

“(h) In the case of any individual—

Post, p. 817.

“(1) deductions by reason of the provisions of subsection (b), (f), or (g) of this section, or the provisions of section 222 (b), shall, notwithstanding such provisions, be made from the benefits to which such individual is entitled, and

Post, p. 816.

“(2) any reduction by reason of the provisions of section 224 shall, notwithstanding the provisions of such section, be made with respect to the benefits to which such individual is entitled, only to the extent that such deductions and reduction reduce the total amount which would otherwise be paid, on the basis of the same wages and self-employment income, to such individual and the other individuals living in the same household.”

42 USC 402.

(h) (1) The amendments made by this section, other than subsection (c), shall apply with respect to monthly benefits under section 202 of the Social Security Act for months after December 1956, but only, except as provided in paragraph (2), on the basis of an application filed after September 1956. For purposes of title II of the Social Security Act, as amended by this Act, an application for wife's, child's, or mother's insurance benefits under such title II filed, by reason of this paragraph, by an individual who was entitled to benefits prior to, but not for, December 1956 and whose entitlement terminated as a result of a child's attainment of age eighteen shall be treated as the application referred to in subsection (b), (d), and (g), respectively, of section 202 of such Act.

Post, pp. 813, 814; *ante*, p. 807.

(2) In the case of an individual who was entitled, without the application of subsection (j) (1) of such section 202, to a child's insurance benefit under subsection (d) of such section for December 1956, such amendments shall apply with respect to benefits under such section 202 for months after December 1956.

Ante, p. 807.

(3) The amendment made by subsection (c) shall apply in the case of benefits under section 202 (h) of the Social Security Act based on the wages and self-employment income of an individual who dies after August 1956.

Applicability.

Ante, p. 808.

RETIREMENT AGE FOR WOMEN

SEC. 102. (a) Section 216 (a) of the Social Security Act is amended to read as follows:

42 USC 416.

"Retirement Age

"(a) The term 'retirement age' means—

"(1) in the case of a man, age sixty-five, or

"(2) in the case of a woman, age sixty-two."

(b) (1) The amendment made by subsection (a) shall apply in the case of benefits under subsection (e) of section 202 of the Social Security Act for months after October 1956, but only, except in the case of an individual who was entitled to wife's or mother's insurance benefits under such section 202 for October 1956, or any month thereafter, on the basis of applications filed after the date of enactment of this Act. The amendment made by subsection (a) shall apply in the case of benefits under subsection (h) of such section 202 for months after October 1956 on the basis of applications filed after the date of enactment of this Act.

Post, p. 831.

Ante, p. 808.

(2) Except as provided in paragraphs (1) and (4), the amendment made by subsection (a) shall apply in the case of lump-sum death payments under section 202 (i) of the Social Security Act with respect to deaths after October 1956, and in the case of monthly benefits under title II of such Act for months after October 1956 on the basis of applications filed after the date of enactment of this Act.

Post, p. 871.

(3) For purposes of section 215 (b) (3) (B) of the Social Security Act (but subject to paragraphs (1) and (2) of this subsection)—

42 USC 415.

(A) a woman who attains the age of sixty-two prior to November 1956 and who was not eligible for old-age insurance benefits under section 202 of such Act (as in effect prior to the enactment of this Act) for any month prior to November 1956 shall be deemed to have attained the age of sixty-two in 1956 or, if earlier, the year in which she died;

(B) a woman shall not, by reason of the amendment made by subsection (a), be deemed to be a fully insured individual before November 1956 or the month in which she died, whichever month is the earlier; and

(C) the amendment made by subsection (a) shall not be applicable in the case of any woman who was eligible for old-age insurance benefits under such section 202 for any month prior to November 1956.

A woman shall, for purposes of this paragraph, be deemed eligible for old-age insurance benefits under section 202 of the Social Security Act for any month if she was or would have been, upon filing application therefor in such month, entitled to such benefits for such month.

(4) For purposes of section 209 (i) of such Act, the amendment made by subsection (a) shall apply only with respect to remuneration paid after October 1956.

42 USC 409.

Post, p. 832.

(c) Section 202 of the Social Security Act is amended by adding after subsection (p) (added by section 114 of this Act) the following new subsections:

“Adjustment of Old-Age and Wife’s Insurance Benefit Amounts in Accordance With Age of Female Beneficiary

“(q) (1) The old-age insurance benefit of any woman for any month prior to the month in which she attains the age of sixty-five shall be reduced by—

“(A) $\frac{5}{9}$ of 1 per centum, multiplied by

“(B) the number equal to the number of months in the period beginning with the first day of the first month for which she is entitled to an old-age insurance benefit and ending with the last day of the month before the month in which she would attain the age of sixty-five.

“(2) The wife’s insurance benefit of any wife for any month after the month preceding the month in which she attains the age of sixty-two and prior to the month in which she attains the age of sixty-five shall be reduced by—

“(A) $\frac{25}{36}$ of 1 per centum, multiplied by

“(B) the number equal to the number of months in the period beginning with the first day of the first month for which she is entitled to such wife’s insurance benefit and ending with the last day of the month before the month in which she would attain the age of sixty-five, except that in no event shall such period start earlier than the first day of the month in which she attains the age of sixty-two.

Non applicabil-
ity.

The preceding provisions of this paragraph shall not apply to the benefit for any month in which such wife has in her care (individually or jointly with the individual on whose wages and self-employment income such wife’s insurance benefit is based) a child entitled to child’s insurance benefits on the basis of such wages and self-employment income. With respect to any month in the period specified in clause (B) of the first sentence, if such wife does not have in such month such a child in her care (individually or jointly with such individual), she shall be deemed to have such a child in her care in such month for the purposes of the preceding sentence unless there is in effect for such month a certificate filed by her with the Secretary, in accordance with regulations prescribed by him, in which she elects to receive wife’s insurance benefits reduced as provided in this subsection. Any certificate filed pursuant to the preceding sentence shall be effective for purposes of such sentence—

(i) for the month in which it is filed, and for any month thereafter, if in such month she does not have such a child in her care (individually or jointly with such individual), and

(ii) for the period of one or more consecutive months (not exceeding twelve) immediately preceding the month in which such certificate is filed which is designated by her (not including as part of such period any month in which she had such a child in her care (individually or jointly with such individual)).

If such a certificate is filed, the period referred to in clause (B) of the first sentence of this paragraph shall commence with the first day of the first month (i) for which she is entitled to a wife’s insurance benefit, (ii) which occurs after the month preceding the month in which she attained the age of sixty-two, and (iii) for which such certificate is effective.

“(3) In the case of any woman who is entitled to an old-age insurance benefit to which paragraph (1) is applicable and who, for the

first month for which she is so entitled (but not for any prior month) or for any later month occurring before the month in which she attains the age of sixty-five, is entitled to a wife's insurance benefit to which paragraph (2) is applicable, the amount of such wife's insurance benefit for any month prior to the month in which she attains the age of sixty-five shall, in lieu of the reduction provided in paragraph (2), be reduced by the sum of—

“(A) an amount equal to the amount by which such old-age insurance benefit for such month is reduced under paragraph (1), plus

“(B) an amount equal to—

“(i) the number equal to the number of months specified in clause (B) of paragraph (2), multiplied by

“(ii) $25/36$ of 1 per centum, and further multiplied by

“(iii) the excess of such wife's insurance benefit prior to reduction under this subsection over the old-age insurance benefit prior to reduction under this subsection.

“(4) In the case of any woman who is or was entitled to a wife's insurance benefit to which paragraph (2) is applicable and who, for any month after the first month for which she is or was so entitled (but not for such first month or any earlier month) occurring before the month in which she attains the age of sixty-five, is entitled to an old-age insurance benefit, the amount of such old-age insurance benefit for any month prior to the month in which she attains the age of sixty-five shall, in lieu of the reduction provided in paragraph (1), be reduced by the sum of—

“(A) an amount equal to the amount by which such wife's insurance benefit is reduced under paragraph (2) for such month (or, if she is not entitled to a wife's insurance benefit for such month, by an amount equal to the amount by which such benefit was reduced for the last month for which she was entitled thereto), plus

“(B) if the old-age insurance benefit for such month prior to reduction under this subsection exceeds such wife's insurance benefit prior to reduction under this subsection, an amount equal to—

“(i) the number equal to the number of months specified in clause (B) of paragraph (1), multiplied by

“(ii) $5/6$ of 1 per centum, and further multiplied by

“(iii) the excess of such old-age insurance benefit over such wife's insurance benefit.

“(5) In the case of any woman who is entitled to an old-age insurance benefit for the month in which she attains the age of sixty-five or any month thereafter, such benefit for such month shall, if she was also entitled to such benefit for any one or more months prior to the month in which she attained the age of sixty-five and such benefit for any such prior month was reduced under paragraph (1) or (4), be reduced as provided in such paragraph, except that there shall be subtracted, from the number specified in clause (B) of such paragraph—

“(A) the number equal to the number of months for which such benefit was reduced under such paragraph, but for which such benefit was subject to deductions under paragraph (1) or (2) of section 203 (b),

and except that, in the case of any such benefit reduced under paragraph (4), there also shall be subtracted from the number specified in clause (B) of paragraph (2), for the purpose of computing the amount referred to in clause (A) of paragraph (4)—

42 USC 403.

“(B) the number equal to the number of months for which the wife’s insurance benefit was reduced under such paragraph (2), but for which such benefit was subject to deductions under paragraph (1) or (2) of section 203 (b) or under section 203 (c), and

“(C) the number equal to the number of months occurring after the first month for which such wife’s insurance benefit was reduced under such paragraph (2) in which she had in her care (individually or jointly with the individual on whose wages and self-employment income such benefit is based) a child of such individual entitled to child’s insurance benefits.

Such subtraction shall be made only if the total of such months specified in clauses (A), (B), and (C) of the preceding sentence is not less than three. For purposes of clauses (B) and (C) of this paragraph, a wife’s insurance benefit shall not be considered terminated for any reason prior to the month in which she attains the age of sixty-five.

“(6) In the case of any woman who is entitled to a wife’s insurance benefit for the month in which she attains the age of sixty-five or any month thereafter, such benefit for such month shall, if she was also entitled to such benefit for any one or more months prior to the month in which she attained the age of sixty-five and such benefit for any such prior month was reduced under paragraph (2) or (3), be reduced as provided in such paragraph, except that there shall be subtracted from the number specified in clause (B) of such paragraph—

42 USC 403.

“(A) the number equal to the number of months for which such benefit was reduced under such paragraph, but for which such benefit was subject to deductions under paragraph (1) or (2) of section 203 (b) or under section 203 (c), and

“(B) the number equal to the number of months, occurring after the first month for which such benefit was reduced under such paragraph, in which she had in her care (individually or jointly with the individual on whose wages and self-employment income such benefit is based) a child of such individual entitled to child’s insurance benefits,

and except that, in the case of any such benefit reduced under paragraph (3), there also shall be subtracted from the number specified in clause (B) of paragraph (1), for the purpose of computing the amount referred to in clause (A) of paragraph (3)—

42 USC 403.

“(C) the number equal to the number of months for which the old-age insurance benefit was reduced under such paragraph (1) but for which such benefit was subject to deductions under paragraph (1) or (2) of section 203 (b).

Such subtraction shall be made only if the total of such months specified in clauses (A), (B), and (C) of the preceding sentence is not less than three.

“(7) In the case of a woman who is entitled to an old-age insurance benefit to which paragraph (5) is applicable and who, for the month in which she attains the age of sixty-five (but not for any prior month) or for any later month, is entitled to a wife’s insurance benefit, the amount of such wife’s insurance benefit for any month shall be reduced by an amount equal to the amount by which the old-age insurance benefit is reduced under paragraph (5) for such month.

“(8) In the case of a woman who is or was entitled to a wife’s insurance benefit to which paragraph (2) was applicable and who, for the month in which she attains the age of sixty-five (but not for any prior month) or for any later month, is entitled to an old-age insurance benefit, the amount of such old-age insurance benefit for any month shall be reduced by an amount equal to the amount by which the wife’s insurance benefit is reduced under paragraph (6) for such month (or,

if she is not entitled to a wife's insurance benefit for such month, by (i) an amount equal to the amount by which such benefit for the last month for which she was entitled thereto was reduced, or (ii) if smaller, an amount equal to the amount by which such benefit would have been reduced under paragraph (6) for the month in which she attained the age of sixty-five if entitlement to such benefit had not terminated before such month).

"(9) The preceding paragraphs shall be applied to old-age insurance benefits and wife's insurance benefits after reduction under section 203 (a) and application of section 215 (g). If the amount of any reduction computed under paragraph (1), under paragraph (2), under clause (A) or clause (B) of paragraph (3), or under clause (A) or clause (B) of paragraph (4) is not a multiple of \$0.10, it shall be reduced to the next lower multiple of \$0.10.

Ante, p. 808; post, p. 818.

"Presumed Filing of Application by Woman Eligible for Old-Age and Wife's Insurance Benefits

"(r) Any woman who becomes entitled to an old-age insurance benefit for any month prior to the month in which she attains the age of sixty-five and who is eligible for a wife's insurance benefit for the same month shall be deemed to have filed an application in such month for wife's insurance benefits. Any woman who becomes entitled to a wife's insurance benefit for any month prior to the month in which she attains the age of sixty-five and who is eligible for an old-age insurance benefit for the same month shall be deemed, unless she has in such month a child in her care (individually or jointly with the individual on whose wages and self-employment income her wife's insurance benefits are based) a child entitled to child's insurance benefits on the basis of such wages and self-employment income, to have filed an application in such month for old-age insurance benefits. For purposes of this subsection an individual shall be deemed eligible for a benefit for a month if, upon filing application therefor in such month, she would have been entitled to such benefit for such month.

"Female Disability Insurance Beneficiary

"(s) (1) If any woman becomes entitled to a widow's insurance benefit or parent's insurance benefit for a month before the month in which she attains the age of sixty-five, or becomes entitled to an old-age insurance benefit or wife's insurance benefit for a month before the month in which she attains the age of sixty-five which is reduced under the provisions of subsection (q), such individual may not thereafter become entitled to disability insurance benefits under this title.

Ante, p. 810.

"(2) If a woman would, but for the provisions of subsection (k) (2) (B), be entitled for any month to a disability insurance benefit and to a wife's insurance benefit, subsection (q) shall be applicable to such wife's insurance benefit for such month only to the extent it exceeds such disability insurance benefit for such month.

Post, p. 818.

"(3) The entitlement of any woman to disability insurance benefits shall terminate with the month before the month in which she becomes entitled to old-age insurance benefits."

(d) (1) The last sentence of subsection (a) of section 202 of such Act is amended by striking out "Such" and inserting in lieu thereof "Except as provided in subsection (q), such".

42 USC 402.

(2) Clause (D) of subsection (b) (1) of such section is amended to read as follows:

"(D) is not entitled to old-age insurance benefits, or is entitled to old-age insurance benefits based on a primary insurance amount

which is less than one-half of an old-age insurance benefit of her husband.”.

(3) So much of such subsection as follows clause (D) is amended by striking out “or she becomes entitled to an old-age insurance benefit equal to or exceeding one-half of an old-age insurance benefit of her husband” and inserting in lieu thereof “or she becomes entitled to an old-age insurance benefit based on a primary insurance amount which is equal to or exceeds one-half of an old-age insurance benefit of her husband”.

(4) Subsection (b) (2) of such section is amended by striking out “Such” and inserting in lieu thereof “Except as provided in subsection (q), such”.

(5) Paragraph (1) (E) of subsection (c) of section 202 of such Act is amended by striking out “an old-age insurance benefit of his wife” and inserting in lieu thereof “the primary insurance amount of his wife”.

(6) So much of paragraph (1) of such subsection as follows clause (E) is amended by striking out “an old-age insurance benefit of his wife” and inserting in lieu thereof “the primary insurance amount of his wife”.

(7) Paragraph (2) of such subsection and the first sentence of subsection (d) (2) of such section are each amended by striking out “old-age insurance benefit” and inserting in lieu thereof “primary insurance amount”.

(8) Subsection (j) of such section is amended by adding at the end thereof the following new paragraph:

Waiver.

“(3) Notwithstanding the provisions of paragraph (1), a woman may, at her option, waive entitlement to old-age insurance benefits or wife’s insurance benefits for any one or more consecutive months which occur—

“(A) after the month before the month in which she attains the age of sixty-two,

“(B) prior to the month in which she attains the age of sixty-five, and

“(C) prior to the month in which she files application for such benefits;

and, in such case, she shall not be considered as entitled to such benefits for any such month or months before she filed such application. A woman shall be deemed to have waived such entitlement for any such month for which such benefit would, under the second sentence of paragraph (1), be reduced to zero.”

(9) Subsection (k) (3) of such section is amended to read as follows:

“(3) If an individual is entitled to an old-age insurance benefit for any month and to any other monthly insurance benefit for such month, such other insurance benefit for such month, after any reduction under subsection (q) and any reduction under section 203 (a), shall be reduced, but not below zero, by an amount equal to such old-age insurance benefit (after reduction under such subsection (q)).”

42 USC 403.

(10) Subsection (m) of such section is amended by inserting “and subsection (q)” after “subsection (k) (3)” each time it appears therein.

42 USC 403.

(11) Section 203 (b) (3) of such Act is amended to read as follows:

“(3) in which such individual, if a wife under age 65 entitled to a wife’s insurance benefit, did not have in her care (individually or jointly with her husband) a child of her husband entitled to a child’s insurance benefit and such wife’s insurance benefit for such month was not reduced under the provisions of section 202 (q); or”.

Ante, p. 810.

(12) The second and fourth sentences of section 216 (i) (2) of such Act are each amended by striking out "retirement age" and inserting in lieu thereof "the age of sixty-five".

42 USC 416.

DISABILITY INSURANCE BENEFITS FOR CERTAIN DISABLED INDIVIDUALS
WHO HAVE ATTAINED AGE FIFTY

SEC. 103. (a) Title II of the Social Security Act is amended by inserting after section 222 the following new sections:

Post, p. 817.

"DISABILITY INSURANCE BENEFIT PAYMENTS

"Disability Insurance Benefits

"SEC. 223. (a) (1) Every individual who—

"(A) is insured for disability insurance benefits (as determined under subsection (c) (1)),

"(B) has attained the age of fifty and has not attained the age of sixty-five,

"(C) has filed application for disability insurance benefits, and

"(D) is under a disability (as defined in subsection (c) (2)) at the time such application is filed,

shall be entitled to a disability insurance benefit for each month, beginning with the first month after his waiting period (as defined in subsection (c) (3)) in which he becomes so entitled to such insurance benefits and ending with the month preceding the first month in which any of the following occurs: his disability ceases, he dies, or he attains the age of sixty-five.

"(2) Such individual's disability insurance benefit for any month shall be equal to his primary insurance amount for such month determined under section 215 as though he became entitled to old-age insurance benefits in the first month of his waiting period.

Post, pp. 818,
830, 832, 833.

"Filing of Application

"(b) No application for disability insurance benefits which is filed more than nine months before the first month for which the applicant becomes entitled to such benefits shall be accepted as a valid application for purposes of this section.

"Definitions

"(c) For purposes of this section—

"(1) An individual shall be insured for disability insurance benefits in any month if—

"(A) he would have been a fully and currently insured individual (as defined in section 214) had he attained retirement age and filed application for benefits under section 202 (a) on the first day of such month, and

Post, p. 830.
42 USC 402.

"(B) he had not less than twenty quarters of coverage during the forty-quarter period ending with the quarter in which such first day occurred, not counting as part of such forty-quarter period any quarter any part of which was included in a period of disability (as defined in section 216 (i)) unless such quarter was a quarter of coverage.

42 USC 416.

"(2) The term 'disability' means inability to engage in any substantial gainful activity by reason of any medically determinable physical or mental impairment which can be expected to result in death or to be of long-continued and indefinite duration.

"Disability".

"Waiting period".

An individual shall not be considered to be under a disability unless he furnishes such proof of the existence thereof as may be required.

"(3) The term 'waiting period' means, in the case of any application for disability insurance benefits, the earliest period of six consecutive calendar months—

"(A) throughout which the individual who files such application has been under a disability, and

"(B) (i) which begins not earlier than with the first day of the sixth month before the month in which such application is filed if such individual is insured for disability insurance benefits in such sixth month, or (ii) if he is not so insured in such month, which begins not earlier than with the first day of the first month after such sixth month in which he is so insured.

Notwithstanding the preceding provisions of this paragraph, no waiting period may begin for any individual before January 1, 1957; nor may any such period begin for any individual before the first day of the sixth month before the month in which he attains the age of fifty.

"REDUCTION OF BENEFITS BASED ON DISABILITY

"SEC. 224. (a) If—

"(1) any individual is entitled to a disability insurance benefit for any month, or to a child's insurance benefit for the month in which he attained the age of eighteen or any subsequent month, and

"(2) either (A) it is determined by any agency of the United States under any other law of the United States or under a system established by such agency that a periodic benefit is payable by such agency for such month to such individual, and the amount of or eligibility for such periodic benefit is based (in whole or in part) on a physical or mental impairment of such individual, or (B) it is determined that a periodic benefit is payable for such month to such individual under a workmen's compensation law or plan of the United States or of a State on account of a physical or mental impairment of such individual,

then the benefit referred to in paragraph (1) shall be reduced (but not below zero) by an amount equal to such periodic benefit or benefits for such month. If such benefit referred to in paragraph (1) for any month is a child's insurance benefit and the periodic benefit or benefits referred to in paragraph (2) exceed such child's insurance benefit, the monthly benefit for such month to which an individual is entitled under subsection (b) or (g) of section 202 shall also be reduced (but not below zero) by the amount of such excess, but only if such individual (i) did not attain retirement age in such month or in any prior month, and (ii) would not be entitled to such monthly benefit if she did not have such child in her care (individually or jointly with her husband, in the case of a wife).

Ante, pp. 813, 814.

"(b) If any periodic benefit referred to in subsection (a) (2) is determined to be payable on other than a monthly basis (excluding a benefit payable in a lump sum unless it is a commutation of, or a substitute for, periodic payments), reduction of the benefits under this section shall be made at such time or times and in such amounts as the Secretary finds will approximate, as nearly as practicable, the reduction prescribed in subsection (a).

"(c) In order to assure that the purposes of this section will be carried out, the Secretary may, as a condition to certification for payment of any monthly insurance benefit payable to an individual under this title (if it appears to him that such individual may be eligible for a periodic benefit which would give rise to a reduction under this section), require adequate assurance of reimbursement to the Federal

Disability Insurance Trust Fund in case periodic benefits, with respect to which such a reduction should be made, become payable to such individual and such reduction is not made.

“(d) Any agency of the United States which is authorized by any law of the United States to pay periodic benefits, or has a system of periodic benefits, which are based in whole or in part on physical or mental impairment, shall (at the request of the Secretary) certify to him, with respect to any individual, such information as the Secretary deems necessary to carry out his functions under subsection (a).

“(e) For purposes of this section, the term ‘agency of the United States’ means any department or other agency of the United States or any instrumentality which is wholly owned by the United States.

“‘Agency of the United States’”.

“SUSPENSION OF BENEFITS BASED ON DISABILITY

“SEC. 225. If the Secretary, on the basis of information obtained by or submitted to him, believes that an individual entitled to benefits under section 223, or that a child who has attained the age of eighteen and is entitled to benefits under section 202 (d), may have ceased to be under a disability, the Secretary may suspend the payment of benefits under such section 223 or 202 (d) until it is determined (as provided in section 221) whether or not such individual’s disability has ceased or until the Secretary believes that such disability has not ceased. In the case of any individual whose disability is subject to determination under an agreement with a State under section 221 (b), the Secretary shall promptly notify the appropriate State of his action under this section and shall request a prompt determination of whether such individual’s disability has ceased. For purposes of this section, the term ‘disability’ has the meaning assigned to such term in section 223 (c) (2).”

Ante, p. 815.

Ante, p. 807.

42 USC 421.

(b) Section 222 of such Act is amended to read as follows:

42 USC 422.

“REHABILITATION SERVICES

“Referral for Rehabilitation Services

“SEC. 222. (a) It is hereby declared to be the policy of the Congress that disabled individuals applying for a determination of disability, and disabled individuals who are entitled to child’s insurance benefits, shall be promptly referred to the State agency or agencies administering or supervising the administration of the State plan approved under the Vocational Rehabilitation Act for necessary vocational rehabilitation services, to the end that the maximum number of such individuals may be rehabilitated into productive activity.

68 Stat. 652.
29 USC 31 note.

“Deductions on Account of Refusal To Accept Rehabilitation Services

“(b) Deductions, in such amounts and at such time or times as the Secretary shall determine, shall be made from any payment or payments under this title to which an individual is entitled, until the total of such deductions equals such individual’s benefit or benefits under sections 202 and 223 for any month in which such individual, if a child who has attained the age of eighteen and is entitled to child’s insurance benefits or if an individual entitled to disability insurance benefits, refuses without good cause to accept rehabilitation services available to him under a State plan approved under the Vocational Rehabilitation Act. Any individual who is a member or adherent of any recognized church or religious sect which teaches its members or adherents to rely solely, in the treatment and cure of any physical or mental impairment, upon prayer or spiritual means through the

42 USC 402.
Ante, p. 815.

68 Stat. 652.
29 USC 31 note.

application and use of the tenets or teachings of such church or sect, and who, solely because of his adherence to the teachings or tenets of such church, or sect, refuses to accept rehabilitation services available to him under a State plan approved under the Vocational Rehabilitation Act, shall, for the purposes of the first sentence of this subsection, be deemed to have done so with good cause.

“Service Performed Under Rehabilitation Program

42 USC 416.
Ante, p. 815.

“(c) For purposes of sections 216 (i) and 223, an individual shall not be regarded as able to engage in substantial gainful activity solely by reason of services rendered by him pursuant to a program for his rehabilitation carried on under a State plan approved under the Vocational Rehabilitation Act. This subsection shall not apply with respect to any such services rendered after the eleventh month following the first month during which such services are rendered.”

68 Stat. 652.
29 USC 31 note.

42 USC 402.

(c) (1) Section 202 (a) (3) of such Act (relating to old-age insurance benefits) is amended to read as follows:

“(3) has filed application for old-age insurance benefits or was entitled to disability insurance benefits for the month preceding the month in which he attained the age of 65.”

Ante, p. 815.

(2) Section 202 (k) (2) (B) of such Act (relating to entitlement to more than one benefit) is amended by striking out “who under the preceding provisions of this section” and inserting in lieu thereof “who, under the preceding provisions of this section and under the provisions of section 223,”.

Ante, p. 815.

(3) Section 202 (n) (1) (A) of such Act (relating to denial of benefits in certain cases of deportation) is amended by inserting “or section 223” after “this section”.

42 USC 415.

(4) Section 215 (a) of such Act (relating to computation of the primary insurance amount) is amended by adding at the end thereof the following new paragraph:

“(3) Notwithstanding paragraphs (1) and (2), in the case of any individual who in the month before the month in which he becomes entitled to old-age insurance benefits or dies, whichever first occurs, was entitled to a disability insurance benefit, his primary insurance amount shall be the amount computed as provided in this section (without regard to this paragraph) or his disability insurance benefit for such earlier month, whichever is the larger.”

Ante, pp. 815,
816.

(5) Section 215 (g) of such Act (relating to rounding of benefits) is amended (A) by striking out “section 202” and inserting in lieu thereof “section 202 or 223” and (B) by striking out “section 203 (a)” and inserting in lieu thereof “sections 203 (a) and 224”.

42 USC 416.

(6) The first sentence of section 216 (i) (1) of such Act (defining “disability” for purposes of preserving insurance rights during periods of disability) is amended by striking out “The” at the beginning and inserting in lieu thereof “Except for purposes of sections 202 (d), 223, and 225, the”.

Ante, pp. 815,
817.

42 USC 421.

(7) The first sentence of section 221 (a) of such Act (relating to determinations of disability by State agencies) is amended by striking out “(as defined in section 216 (i))” and inserting in lieu thereof “(as defined in section 216 (i) or 223 (c))”.

Ante, p. 815.

(8) Section 221 (c) of such Act (relating to review by Secretary of determinations of disability) is amended by striking out “a disability” the two places it appears and inserting in lieu thereof “a disability (as defined in section 216 (i) or 223 (c))” the first place it appears and “a disability (as so defined)” the second place it appears.

Ante, p. 815.

Applicability.

(d) (1) The amendment made by subsection (a) shall apply only with respect to monthly benefits under title II of the Social Security Act for months after June 1957.

(2) For purposes of determining entitlement to a disability insurance benefit for any month after June 1957 and before December 1957, an application for disability insurance benefits filed by any individual after July 1957 and before January 1958 shall be deemed to have been filed during the first month after June 1957 for which such individual would (without regard to this paragraph) have been entitled to a disability insurance benefit had he filed application before the end of such month.

(e) Section 201 of such Act is amended to read as follows:

42 USC 401.

"FEDERAL OLD-AGE AND SURVIVORS INSURANCE TRUST FUND AND FEDERAL DISABILITY INSURANCE TRUST FUND

"SEC. 201. (a) There is hereby created on the books of the Treasury of the United States a trust fund to be known as the 'Federal Old-Age and Survivors Insurance Trust Fund'. The Federal Old-Age and Survivors Insurance Trust Fund shall consist of the securities held by the Secretary of the Treasury for the Old-Age Reserve Account and the amount standing to the credit of the Old-Age Reserve Account on the books of the Treasury on January 1, 1940, which securities and amount the Secretary of the Treasury is authorized and directed to transfer to the Federal Old-Age and Survivors Insurance Trust Fund, and, in addition, such amounts as may be appropriated to, or deposited in, the Federal Old-Age and Survivors Insurance Trust Fund as hereinafter provided. There is hereby appropriated to the Federal Old-Age and Survivors Insurance Trust Fund for the fiscal year ending June 30, 1941, and for each fiscal year thereafter, out of any moneys in the Treasury not otherwise appropriated, amounts equivalent to 100 per centum of—

Appropriation.

"(1) the taxes (including interest, penalties, and additions to the taxes) received under subchapter A of chapter 9 of the Internal Revenue Code of 1939 (and covered into the Treasury) which are deposited into the Treasury by collectors of internal revenue before January 1, 1951; and

26 USC app.
1400 et seq.

"(2) the taxes certified each month by the Commissioner of Internal Revenue as taxes received under subchapter A of chapter 9 of such Code which are deposited into the Treasury by collectors of internal revenue after December 31, 1950, and before January 1, 1953, with respect to assessments of such taxes made before January 1, 1951; and

"(3) the taxes imposed by subchapter A of chapter 9 of such Code with respect to wages (as defined in section 1426 of such Code), and by chapter 21 of the Internal Revenue Code of 1954 with respect to wages (as defined in section 3121 of such Code) reported to the Commissioner of Internal Revenue pursuant to section 1420 (c) of the Internal Revenue Code of 1939 after December 31, 1950, or to the Secretary of the Treasury or his delegates pursuant to subtitle F of the Internal Revenue Code of 1954 after December 31, 1954, as determined by the Secretary of the Treasury by applying the applicable rates of tax under such subchapter or chapter 21 to such wages, which wages shall be certified by the Secretary of Health, Education, and Welfare on the basis of the records of wages established and maintained by such Secretary in accordance with such reports, less the amounts specified in clause (1) of subsection (b) of this section; and

68A Stat. 415.
26 USC 3101-
3125.
Post, pp. 824,
839-841, 843, 845.

"(4) the taxes imposed by subchapter E of chapter 1 of the Internal Revenue Code of 1939, with respect to self-employment income (as defined in section 481 of such Code), and by chapter 2 of the Internal Revenue Code of 1954 with respect to self-

68A Stat. 731.
26 USC 6001-
7852.

68A Stat. 936.

26 USC 1401-
1403.
Post, p. 845.

26 USC 6001-7852.

employment income (as defined in section 1402 of such Code) reported to the Commissioner of Internal Revenue on tax returns under such subchapter or to the Secretary of the Treasury or his delegate on tax returns under subtitle F of such Code, as determined by the Secretary of the Treasury by applying the applicable rate of tax under such subchapter or chapter to such self-employment income, which self-employment income shall be certified by the Secretary of Health, Education, and Welfare on the basis of the records of self-employment income established and maintained by the Secretary of Health, Education, and Welfare in accordance with such returns, less the amounts specified in clause (2) of subsection (b) of this section.

The amounts appropriated by clauses (3) and (4) shall be transferred from time to time from the general fund in the Treasury to the Federal Old-Age and Survivors Insurance Trust Fund, and the amounts appropriated by clauses (1) and (2) of subsection (b) shall be transferred from time to time from the general fund in the Treasury to the Federal Disability Insurance Trust Fund, such amounts to be determined on the basis of estimates by the Secretary of the Treasury of the taxes, specified in clauses (3) and (4) of this subsection, paid to or deposited into the Treasury; and proper adjustments shall be made in amounts subsequently transferred to the extent prior estimates were in excess of or were less than the taxes specified in such clauses (3) and (4) of this subsection.

Federal Disability Insurance Trust Fund.

Appropriation.

“(b) There is hereby created on the books of the Treasury of the United States a trust fund to be known as the ‘Federal Disability Insurance Trust Fund’. The Federal Disability Insurance Trust Fund shall consist of such amounts as may be appropriated to, or deposited in, such fund as provided in this section. There is hereby appropriated to the Federal Disability Insurance Trust Fund for the fiscal year ending June 30, 1957, and for each fiscal year thereafter, out of any moneys in the Treasury not otherwise appropriated, amounts equivalent to 100 per centum of—

26 USC 3121, Post, pp. 824, 839-841, 843.

26 USC 6001-7852.

“(1) $\frac{1}{2}$ of 1 per centum of the wages (as defined in section 3121 of the Internal Revenue Code of 1954) paid after December 31, 1956, and reported to the Secretary of the Treasury or his delegate pursuant to subtitle F of the Internal Revenue Code of 1954, which wages shall be certified by the Secretary of Health, Education, and Welfare on the basis of the records of wages established and maintained by such Secretary in accordance with such reports; and

Post, pp. 840-842.

26 USC 6001-7852.

“(2) $\frac{3}{8}$ of 1 per centum of the amount of self-employment income (as defined in section 1402 of the Internal Revenue Code of 1954) reported to the Secretary of the Treasury or his delegate on tax returns under subtitle F of the Internal Revenue Code of 1954 for any taxable year beginning after December 31, 1956, which self-employment income shall be certified by the Secretary of Health, Education, and Welfare on the basis of the records of self-employment income established and maintained by the Secretary of Health, Education, and Welfare in accordance with such returns.

Board of Trustees of the Trust Funds.

Managing trustee.

“(c) With respect to the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund (hereinafter in this title called the ‘Trust Funds’) there is hereby created a body to be known as the Board of Trustees of the Trust Funds (hereinafter in this title called the ‘Board of Trustees’) which Board of Trustees shall be composed of the Secretary of the Treasury, the Secretary of Labor, and the Secretary of Health, Education, and Welfare, all ex officio. The Secretary of the Treasury shall be the Man-

aging Trustee of the Board of Trustees (hereinafter in this title called the 'Managing Trustee'). The Commissioner of Social Security shall serve as Secretary of the Board of Trustees. It shall be the duty of the Board of Trustees to—

"(1) Hold the Trust Funds;

"(2) Report to the Congress not later than the first day of March of each year on the operation and status of the Trust Funds during the preceding fiscal year and on their expected operation and status during the next ensuing five fiscal years;

Reports to Congress.

"(3) Report immediately to the Congress whenever the Board of Trustees is of the opinion that during the ensuing five fiscal years either of the Trust Funds will exceed three times the highest annual expenditures from such Trust Fund anticipated during that five-fiscal-year period, and whenever the Board of Trustees is of the opinion that the amount of either of the Trust Funds is unduly small; and

"(4) Recommend improvements in administrative procedures and policies designed to effectuate the proper coordination of the old-age and survivors insurance and Federal-State unemployment compensation program.

The report provided for in paragraph (2) above shall include a statement of the assets of, and the disbursements made from, the Trust Funds during the preceding fiscal year, an estimate of the expected future income to, and disbursements to be made from, the Trust Funds during each of the next ensuing five fiscal years, and a statement of the actuarial status of the Trust Funds. Such report shall be printed as a House document of the session of the Congress to which the report is made.

Statement of assets and disbursements.

"(d) It shall be the duty of the Managing Trustee to invest such portion of the Trust Funds as is not, in his judgment, required to meet current withdrawals. Such investments may be made only in interest-bearing obligations of the United States or in obligations guaranteed as to both principal and interest by the United States. For such purpose such obligations may be acquired (1) on original issue at par, or (2) by purchase of outstanding obligations at the market price. The purposes for which obligations of the United States may be issued under the Second Liberty Bond Act, as amended, are hereby extended to authorize the issuance at par of public-debt obligations for purchase by the Trust Funds. Such obligations issued for purchase by the Trust Funds shall have maturities fixed with due regard for the needs of the Trust Funds, and bear interest at a rate equal to the average rate of interest, computed as to the end of the calendar month next preceding the date of such issue, borne by all marketable interest-bearing obligations of the United States then forming a part of the Public Debt that are not due or callable until after the expiration of five years from the date of original issue; except that where such average rate is not a multiple of one-eighth of 1 per centum, the rate of interest of such obligations shall be the multiple of one-eighth of 1 per centum nearest such average rate. Such obligations shall be issued for purchase by the Trust Funds only if the Managing Trustee determines that the purchase in the market of other interest-bearing obligations of the United States, or of obligations guaranteed as to both principal and interest by the United States on original issue or at the market price, is not in the public interest.

Investment.

40 Stat. 288.
31 USC 774.

"(e) Any obligations acquired by the Trust Funds (except special obligations issued exclusively to the Trust Funds) may be sold by the Managing Trustee at the market price, and such special obligations may be redeemed at par plus accrued interest.

Sale of obligations.

Credit of interest and proceeds.

“(f) The interest on, and the proceeds from the sale or redemption of, any obligations held in the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund shall be credited to and form a part of the Federal Old-Age and Survivors Insurance Trust Fund and the Disability Insurance Trust Fund, respectively.

42 USC 401-422,
1001 note.
26 USC app.
1400 et seq.
26 USC 1401-
1403, 3101-3125.
Post, pp. 824,
839-841, 843, 845.

“(g) (1) The Managing Trustee is directed to pay from the Trust Funds into the Treasury the amounts estimated by him and the Secretary of Health, Education, and Welfare which will be expended, out of moneys appropriated from the general funds in the Treasury, during a three-month period by the Department of Health, Education, and Welfare and the Treasury Department for the administration of titles II and VIII of this Act and subchapter E of chapter 1 and subchapter A of chapter 9 of the Internal Revenue Code of 1939, and chapters 2 and 21 of the Internal Revenue Code of 1954. Such payments shall be covered into the Treasury as repayments to the account for reimbursement of expenses incurred in connection with the administration of titles II and VIII of this Act and subchapter E of chapter 1 and subchapter A of chapter 9 of the Internal Revenue Code of 1939, and chapters 2 and 21 of the Internal Revenue Code of 1954. There are hereby authorized to be made available for expenditure, out of either or both of the Trust Funds, such amounts as the Congress may deem appropriate to pay the costs of administration of this title. After the close of each fiscal year, the Secretary of Health, Education, and Welfare shall analyze the costs of administration of this title incurred during such fiscal year in order to determine the portion of such costs which should have been borne by each of the Trust Funds and shall certify to the Managing Trustee the amount, if any, which should be transferred from one to the other of such Trust Funds in order to insure that each of the Trust Funds has borne its proper share of the costs of administration of this title incurred during such fiscal year. The Managing Trustee is authorized and directed to transfer any such amount from one to the other of such Trust Funds in accordance with any certification so made.

Tax refunds.

26 USC 6413.
26 USC app.
1426.
26 USC 3121.
Post, pp. 824,
839-841, 843.

“(2) The Managing Trustee is directed to pay from time to time from the Trust Funds into the Treasury the amount estimated by him as taxes which are subject to refund under section 6413 (c) of the Internal Revenue Code of 1954 with respect to wages (as defined in section 1426 of the Internal Revenue Code of 1939 and section 3121 of the Internal Revenue Code of 1954) paid after December 31, 1950. Such taxes shall be determined on the basis of the records of wages established and maintained by the Secretary of Health, Education, and Welfare in accordance with the wages reported to the Commissioner of Internal Revenue pursuant to section 1420 (c) of the Internal Revenue Code of 1939 and to the Secretary of the Treasury or his delegate pursuant to subtitle F of the Internal Revenue Code of 1954, and the Secretary shall furnish the Managing Trustee such information as may be required by the Trustee for such purpose. The payments by the Managing Trustee shall be covered into the Treasury as repayments to the account for refunding internal revenue collections. Payments pursuant to the first sentence of this paragraph shall be made from the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund in the ratio in which amounts were appropriated to such Trust Funds under clause (3) of subsection (a) of this section and clause (1) of subsection (b) of this section.

26 USC app.
1420.
26 USC 6001-
7852.

“(3) Repayments made under paragraph (1) or (2) shall not be available for expenditures but shall be carried to the surplus fund of the Treasury. If it subsequently appears that the estimates under

either such paragraph in any particular period were too high or too low, appropriate adjustments shall be made by the Managing Trustee in future payments.

“(h) Benefit payments required to be made under section 223 shall be made only from the Federal Disability Insurance Trust Fund. All other benefit payments required to be made under this title shall be made only from the Federal Old-Age and Survivors Insurance Trust Fund.”

Ante, p. 815.

(f) Subsection (h) (1) of section 218 of such Act is amended to read as follows:

42 USC 418.

“(h) (1) All amounts received by the Secretary of the Treasury under an agreement made pursuant to this section shall be deposited in the Trust Funds in the ratio in which amounts are appropriated to such Funds pursuant to subsections (a) (3) and (b) (1) of section 201.”

(g) Subsection (j) of section 218 of such Act is amended to read as follows:

“Failure To Make Payments

“(j) In case any State does not make, at the time or times due, the payments provided for under an agreement pursuant to this section, there shall be added, as part of the amounts due, interest at the rate of 6 per centum per annum from the date due until paid, and the Secretary of Health, Education, and Welfare may, in his discretion, deduct such amounts plus interest from any amounts certified by him to the Secretary of the Treasury for payment to such State under any other provision of this Act. Amounts so deducted shall be deemed to have been paid to the State under such other provision of this Act. Amounts equal to the amounts deducted under this subsection are hereby appropriated to the Trust Funds in the ratio in which amounts are deposited in such Funds pursuant to subsection (h) (1).”

(h) Subsections (e) and (f) of section 221 of such Act are amended to read as follows:

42 USC 421.

“(e) Each State which has an agreement with the Secretary under this section shall be entitled to receive from the Trust Funds, in advance or by way of reimbursement, as may be mutually agreed upon, the cost to the State of carrying out the agreement under this section. The Secretary shall from time to time certify such amount as is necessary for this purpose to the Managing Trustee, reduced or increased, as the case may be, by any sum (for which adjustment hereunder has not previously been made) by which the amount certified for any prior period was greater or less than the amount which should have been paid to the State under this subsection for such period; and the Managing Trustee, prior to audit or settlement by the General Accounting Office, shall make payment from the Trust Funds at the time or times fixed by the Secretary, in accordance with such certification. Appropriate adjustments between the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund with respect to the payments made under this subsection shall be made in accordance with paragraph (1) of subsection (g) of section 201 (but taking into account any refunds under subsection (f) of this section) to insure that the Federal Disability Trust Fund is charged with all expenses incurred which are attributable to the administration of section 223 and the Federal Old-Age and Survivors Insurance Trust Fund is charged with all other expenses.

State costs.

“(f) All money paid to a State under this section shall be used solely for the purposes for which it is paid; and any money so paid which is not used for such purposes shall be returned to the Treasury of the United States for deposit in the Trust Funds.”

Ante, p. 815.

(i) The heading of title II of the Social Security Act is amended to read as follows:

"TITLE II—FEDERAL OLD-AGE, SURVIVORS, AND DISABILITY INSURANCE BENEFITS"

26 USC 3121.

(j) Section 3121 (1) (6) of the Internal Revenue Code of 1954 is amended—

(1) by striking "TRUST FUND", in the heading, and inserting in lieu thereof "TRUST FUNDS"; and

(2) by inserting after "Federal Old-Age and Survivors Insurance Trust Fund" the following: "and the Federal Disability Insurance Trust Fund".

EXTENSION OF COVERAGE

Foreign Agricultural Workers

42 USC 410.

SEC. 104. (a) Section 210 (a) (1) (B) of the Social Security Act is amended to read as follows:

65 Stat. 119,
7 USC 1461 et
seq.

"(B) Service performed by foreign agricultural workers (i) under contracts entered into in accordance with title V of the Agricultural Act of 1949, as amended, or (ii) lawfully admitted to the United States from the Bahamas, Jamaica, and the other British West Indies, or from any foreign country or possession thereof, on a temporary basis to perform agricultural labor;".

Employees of Federal Home Loan Banks and of the Tennessee Valley Authority

(b) (1) Section 210 (a) (6) (B) (ii) of such Act is amended by inserting "a Federal Home Loan Bank," after "a Federal Reserve Bank,".

(2) Section 210 (a) (6) (C) (vi) of such Act is amended to read as follows:

"(vi) by any individual to whom the Civil Service Retirement Act does not apply because such individual is subject to another retirement system (other than the retirement system of the Tennessee Valley Authority);".

Share-Farming Arrangements

(c) (1) Section 210 (a) of such Act is amended by striking out "or" at the end of paragraph (14), by striking out the period at the end of paragraph (15) and inserting in lieu thereof a semicolon, and by adding after paragraph (15) the following new paragraph:

"(16) Service performed by an individual under an arrangement with the owner or tenant of land pursuant to which—

"(A) such individual undertakes to produce agricultural or horticultural commodities (including livestock, bees, poultry, and fur-bearing animals and wildlife) on such land,

"(B) the agricultural or horticultural commodities produced by such individual, or the proceeds therefrom, are to be divided between such individual and such owner or tenant, and

"(C) the amount of such individual's share depends on the amount of the agricultural or horticultural commodities produced; or".

(2) Section 211 (a) (1) of such Act is amended by adding at the end thereof the following: "except that the preceding provisions of

this paragraph shall not apply to any income derived by the owner or tenant of land if (A) such income is derived under an arrangement, between the owner or tenant and another individual, which provides that such other individual shall produce agricultural or horticultural commodities (including livestock, bees, poultry, and fur-bearing animals and wildlife) on such land, and that there shall be material participation by the owner or tenant in the production or the management of the production of such agricultural or horticultural commodities, and (B) there is material participation by the owner or tenant with respect to any such agricultural or horticultural commodity;”

(3) Section 211 (c) (2) of such Act is amended to read as follows:

42 USC 411.

“(2) The performance of service by an individual as an employee (other than service described in section 210 (a) (14) (B) performed by an individual who has attained the age of eighteen, service described in section 210 (a) (16), and service described in paragraph (4) of this subsection);”.

42 USC 410.

Professional Self-Employed

(d) Paragraph (5) of section 211 (c) of such Act is amended to read as follows:

“(5) The performance of service by an individual in the exercise of his profession as a doctor of medicine or Christian Science practitioner; or the performance of such service by a partnership.”

Certain State and Local Employees

(e) Section 218 (d) (6) of such Act is amended by adding at the end thereof the following new sentences: “For the purposes of this subsection, any retirement system established by the State of Florida, Georgia, New York, North Dakota, Pennsylvania, Tennessee, Washington, Wisconsin, or the Territory of Hawaii, or any political subdivision of any such State or Territory, which, on, before, or after the date of enactment of this sentence is divided into two divisions or parts, one of which is composed of positions of members of such system who desire coverage under an agreement under this section and the other of which is composed of positions of members of such system who do not desire such coverage, shall, if the State or Territory so desires and if it is provided that there shall be included in such division or part composed of members desiring such coverage the positions of individuals who become members of such system after such coverage is extended, be deemed to be a separate retirement system with respect to each such division or part. The position of any individual which is covered by any retirement system to which the preceding sentence is applicable shall, if such individual is ineligible to become a member of such system on the date of enactment of such sentence or, if later, the day he first occupies such position, be deemed to be covered by the separate retirement system consisting of the positions of members of the division or part who do not desire coverage under the insurance system established under this title. For the purposes of this subsection, in the case of any retirement system of the State of Florida, Georgia, Minnesota, North Dakota, Pennsylvania, Washington, or the Territory of Hawaii which covers positions of employees of such State or Territory who are compensated in whole or in part from grants made to such State or Territory under title III, there shall be deemed to be, if such State or Territory so desires, a separate retirement system with respect to any of the following: (A) the positions of such employees; (B) the positions of all employees of such State or Territory covered by such retirement system who are employed in the department of such State or Territory in which

42 USC 418.

the employees referred to in clause (A) are employed; or (C) employees of such State or Territory covered by such retirement system who are employed in such department of such State or Territory in positions other than those referred to in clause (A)."

Certain Nonprofessional School District Employees

42 USC 418.

(f) Notwithstanding the provisions of subsection (d) of section 218 of the Social Security Act, any agreement under such section entered into prior to the date of enactment of this Act by the State of Florida, Nevada, New Mexico, Minnesota, Oklahoma, Pennsylvania, Texas, Washington, or the Territory of Hawaii shall if the State or Territory concerned so requests, be modified prior to July 1, 1957, so as to apply to services performed by employees of the respective public school districts of such State or Territory who, on the date such agreement is made applicable to such services, are not in positions the incumbents of which are required by State or Territorial law or regulation to have valid State or Territorial teachers' or administrators' certificates in order to receive pay for their services. The provisions of this subsection shall not apply to services of any such employees to which any such agreement applies without regard to this subsection.

Policemen and Firemen in the States of Florida, North Carolina, Oregon, South Carolina, and South Dakota

42 USC 418.

(g) Section 218 of such Act is amended by adding at the end thereof the following new subsection:

Policemen and Firemen in Certain States

"(p) Any agreement with the State of Florida, North Carolina, Oregon, South Carolina, or South Dakota entered into pursuant to this section prior to the date of enactment of this subsection may, notwithstanding the provisions of subsection (d) (5) (A) and the references thereto in subsections (d) (1) and (d) (3), be modified pursuant to subsection (c) (4) to apply to service performed by employees of such State or any political subdivision thereof in any policeman's or fireman's position covered by a retirement system in effect on or after the date of the enactment of this subsection, but only upon compliance with the requirements of subsection (d) (3). For the purposes of the preceding sentence, a retirement system which covers positions of policemen or firemen, or both, and other positions shall, if the State concerned so desires, be deemed to be a separate retirement system with respect to the positions of such policemen or firemen, or both, as the case may be."

Ministers

42 USC 411.

(h) Paragraph (7) (B) of section 211 (a) of the Social Security Act is amended to read as follows:

42 USC 410.

"(B) a citizen of the United States performing service described in subsection (c) (4) as an employee of an American employer (as defined in section 210 (e)) or as a minister in a foreign country who has a congregation which is composed predominantly of citizens of the United States,".

Effective Dates

(i) (1) The amendment made by subsection (a) shall apply with respect to service performed after 1956. The amendments made by

paragraph (1) of subsection (c) shall apply with respect to service performed after 1954. The amendment made by paragraph (2) of subsection (c) shall apply with respect to taxable years ending after 1955. The amendment made by paragraph (3) of subsection (c) shall apply with respect to taxable years ending after 1954. The amendment made by subsection (d) shall apply with respect to taxable years ending after 1955. The amendment made by subsection (h) shall apply with respect to the same taxable years with respect to which the amendment made by section 201 (g) of this Act applies.

Ante, p. 822.

(2) (A) Except as provided in subparagraphs (B) and (C), the amendments made by subsection (b) shall apply only with respect to service performed after June 30, 1957, and only if—

(i) in the case of the amendment made by paragraph (1) of such subsection, the conditions prescribed in subparagraph (B) are met; and

(ii) in the case of the amendment made by paragraph (2) of such subsection, the conditions prescribed in subparagraph (C) are met.

(B) The amendment made by paragraph (1) of subsection (b) shall be effective only if—

(i) the Federal Home Loan Bank Board submits to the Secretary of Health, Education, and Welfare, and the Secretary approves, before July 1, 1957, a plan, with respect to employees of Federal Home Loan Banks, for the coordination, on an equitable basis, of the benefits provided by the retirement system applicable to such employees with the benefits provided by title II of the Social Security Act; and

(ii) such plan specifies, as the effective date of the plan, July 1, 1957, or the first day of a prior calendar quarter beginning not earlier than January 1, 1956.

If the plan specifies as the effective date of the plan a day before July 1, 1957, the amendment made by paragraph (1) of subsection (b) shall apply with respect to service performed on or after such effective date; except that, if such effective date is prior to the day on which the Secretary approves the plan, such amendment shall not apply with respect to service performed, prior to the day on which the Secretary approves the plan, by an individual who is not an employee of a Federal Home Loan Bank on such day.

(C) The amendment made by paragraph (2) of subsection (b) shall be effective only if—

(i) the Board of Directors of the Tennessee Valley Authority submits to the Secretary of Health, Education, and Welfare, and the Secretary approves, before July 1, 1957, a plan, with respect to employees of the Tennessee Valley Authority, for the coordination, on an equitable basis, of the benefits provided by the retirement system applicable to such employees with the benefits provided by title II of the Social Security Act; and

(ii) such plan specifies, as the effective date of the plan, July 1, 1957, or the first day of a prior calendar quarter beginning not earlier than January 1, 1956.

If the plan specifies as the effective date of the plan a day before July 1, 1957, the amendment made by paragraph (2) of subsection (b) shall apply with respect to service performed on or after such effective date; except that, if such effective date is prior to the day on which the Secretary approves the plan, such amendment shall not apply with respect to service performed, prior to the day on which the Secretary approves the plan, by an individual who is not an employee of the Tennessee Valley Authority on such day.

(D) The Secretary of Health, Education, and Welfare shall, on or before July 31, 1957, submit a report to the Congress setting forth

Report to Congress.

the details of any plan approved by him under subparagraph (B) or (C).

AMENDMENTS WITH RESPECT TO AGRICULTURAL LABOR

42 USC 409. SEC. 105. (a) Paragraph (2) of subsection (h) of section 209 of the Social Security Act is amended to read as follows:

“(2) Cash remuneration paid by an employer in any calendar year to an employee for agricultural labor unless (A) the cash remuneration paid in such year by the employer to the employee for such labor is \$150 or more, or (B) the employee performs agricultural labor for the employer on twenty days or more during such year for cash remuneration computed on a time basis;”

42 USC 410. (b) Section 210 of such Act is amended by adding at the end thereof the following new subsection:

“Crew Leader

“(o) The term ‘crew leader’ means an individual who furnishes individuals to perform agricultural labor for another person, if such individual pays (either on his own behalf or on behalf of such person) the individuals so furnished by him for the agricultural labor performed by them and if such individual has not entered into a written agreement with such person whereby such individual has been designated as an employee of such person; and such individuals furnished by the crew leader to perform agricultural labor for another person shall be deemed to be the employees of such crew leader. A crew leader shall, with respect to services performed in furnishing individuals to perform agricultural labor for another person and service performed as a member of the crew, be deemed not to be an employee of such other person.”

42 USC 413. (c) Section 213 (a) (2) (B) (iv) of such Act (relating to quarters of coverage) is amended by striking out “if such wages are less than \$200” and inserting in lieu thereof “if such wages equal or exceed \$100 but are less than \$200”.

(d) The amendment made by subsection (a) of this section shall apply with respect to remuneration paid after 1956, and the amendment made by subsection (b) of this section shall apply with respect to service performed after 1956.

COMPUTATION OF SELF-EMPLOYMENT INCOME BY FARM OPERATORS

42 USC 411. SEC. 106. (a) Subsection (a) of section 211 of the Social Security Act is amended by striking out the last two sentences and inserting in lieu thereof the following: “In the case of any trade or business which is carried on by an individual or by a partnership and in which, if such trade or business were carried on exclusively by employees, the major portion of the services would constitute agricultural labor as defined in section 210 (f)—

42 USC 410. “(i) in the case of an individual, if the gross income derived by him from such trade or business is not more than \$1,800, the net earnings from self-employment derived by him from such trade or business may, at his option, be deemed to be 66⅔ percent of such gross income; or

“(ii) in the case of an individual, if the gross income derived by him from such trade or business is more than \$1,800 and the net earnings from self-employment derived by him from such trade or business (computed under this subsection without regard to this sentence) are less than \$1,200, the net earnings from self-

employment derived by him from such trade or business may, at his option, be deemed to be \$1,200; and

“(iii) in the case of a member of a partnership, if his distributive share of the gross income of the partnership derived from such trade or business (after such gross income has been reduced by the sum of all payments to which section 707 (c) of the Internal Revenue Code of 1954 applies) is not more than \$1,800, his distributive share of income described in section 702 (a) (9) of such Code derived from such trade or business may, at his option, be deemed to be an amount equal to 66⅔ percent of his distributive share of such gross income (after such gross income has been so reduced); or

26 USC 707, 702.

“(iv) in the case of a member of a partnership, if his distributive share of the gross income of the partnership derived from such trade or business (after such gross income has been reduced by the sum of all payments to which section 707 (c) of the Internal Revenue Code of 1954 applies) is more than \$1,800 and his distributive share (whether or not distributed) of income described in section 702 (a) (9) of such Code derived from such trade or business (computed under this subsection without regard to this sentence) is less than \$1,200, his distributive share of income described in such section 702 (a) (9) derived from such trade or business may, at his option, be deemed to be \$1,200.

For purposes of the preceding sentence, gross income means—

“(v) in the case of any such trade or business in which the income is computed under a cash receipts and disbursements method, the gross receipts from such trade or business reduced by the cost or other basis of property which was purchased and sold in carrying on such trade or business, adjusted (after such reduction) in accordance with the provisions of paragraphs (1) through (6) of this subsection; and

“(vi) in the case of any such trade or business in which the income is computed under an accrual method, the gross income from such trade or business, adjusted in accordance with the provisions of paragraphs (1) through (6) of this subsection;

and, for purposes of such sentence, if an individual (including a member of a partnership) derives gross income from more than one such trade or business, such gross income (including his distributive share of the gross income of any partnership derived from any such trade or business) shall be deemed to have been derived from one trade or business.”

(b) The amendment made by subsection (a) shall be effective with respect to taxable years ending on or after December 31, 1956.

Effectivity.

TIME FOR FILING REPORTS OF EARNINGS AND FOR CORRECTING SECRETARY'S RECORDS

SEC. 107. (a) The second sentence of section 203 (g) (1) of the Social Security Act (relating to report of earnings to Secretary) is amended by striking out “third” and inserting in lieu thereof “fourth”. The amendment made by the preceding sentence shall apply in the case of monthly benefits under title II of such Act for months in any taxable year (of the individual entitled to such benefits) beginning after 1954.

42 USC 403.

(b) Section 205 (c) (1) (B) of such Act (relating to period of limitation for correcting records) is amended by striking out “two” and inserting in lieu thereof “three”.

42 USC 405.

ALTERNATIVE INSURED STATUS

42 USC 414.

SEC. 108. Section 214 (a) (3) of the Social Security Act is amended to read as follows:

"Fully insured individual".

"(3) In the case of any individual who did not die prior to January 1, 1955, the term 'fully insured individual' means any individual who meets the requirements of paragraph (2) and, in addition, any individual with respect to whom all but four of the quarters elapsing after 1954 and prior to (i) July 1, 1957, or (ii) if later, the quarter in which he attained retirement age or died, whichever first occurred, are quarters of coverage, but only if not fewer than six of such quarters so elapsing are quarters of coverage."

DROP-OUT OF FIVE YEARS OF LOW EARNINGS

42 USC 415.

SEC. 109. (a) Section 215 (b) (4) of the Social Security Act is amended by striking out the last sentence and by striking out "four" in the first sentence and inserting in lieu thereof "five".

42 USC 402.

(b) The amendment made by subsection (a) shall apply in the case of monthly benefits under section 202 of the Social Security Act, and the lump-sum death payment under such section, based on the wages and self-employment income of an individual—

(1) who becomes entitled to benefits under subsection (a) of such section on the basis of an application filed on or after the date of enactment of this Act; or

(2) who is (but for the provisions of subsection (f) (6) of section 215 of the Social Security Act) entitled to a recomputation of his primary insurance amount under subsection (f) (2) (A) of such section 215 based on an application filed on or after the date of enactment of this Act; or

(3) who dies without becoming entitled to benefits under subsection (a) of such section 202 and no individual was entitled to survivor's benefits and no lump-sum death payment was payable under such section 202 on the basis of an application filed prior to such date of enactment; or

(4) who dies on or after such date of enactment and whose survivors are (but for the provisions of subsection (f) (6) of such section 215) entitled to a recomputation of his primary insurance amount under subsection (f) (4) (A) of such section 215; or

(5) who dies prior to such date of enactment and (A) whose survivors are (but for the provisions of subsection (f) (6) of such section 215) entitled to a recomputation of his primary insurance amount under subsection (f) (4) (A) of such section 215, and (B) on the basis of whose wages and self-employment income no individual was entitled to survivor's benefits under such section 202, and no lump-sum death payment was payable under such section, on the basis of an application filed prior to such date of enactment and no individual was entitled to such a benefit, without the filing of an application for the month in which this Act is enacted or any month prior thereto.

SPECIAL STARTING AND CLOSING DATES FOR CERTAIN INDIVIDUALS

42 USC 402.

SEC. 110. In the case of an individual who died or became (without the application of section 202 (j) (1) of the Social Security Act) entitled to old-age insurance benefits in 1957 and with respect to whom not less than six of the quarters elapsing after 1955 and prior to the quarter following the quarter in which he died or became entitled to old-age insurance benefits, whichever first occurred, are quarters of coverage, his primary insurance amount shall be computed under

section 215 (a) (1) (A) of such Act, with a starting date of December 31, 1955, and a closing date of July 1, 1957, but only if it would result in a higher primary insurance amount. For the purposes of section 215 (f) (3) (C) of such Act, the determination of an individual's closing date under the preceding sentence shall be considered as a determination of the individual's closing date under section 215 (b) (3) (A) of such Act, and the recomputation provided for by such section 215 (f) (3) (C) shall be made using July 1, 1957, as the closing date, but only if it would result in a higher primary insurance amount. In any such computation on the basis of a July 1, 1957, closing date, the total of his wages and self-employment income after December 31, 1956, shall, if it is in excess of \$2,100, be reduced to such amount.

42 USC 415.

TIME LIMITATION ON FILING REQUESTS FOR HEARING

SEC. 111. (a) Section 205 (b) of the Social Security Act is amended by striking out the second sentence and inserting in lieu thereof the following: "Upon request by any such individual or upon request by a wife, widow, former wife divorced, husband, widower, child, or parent who makes a showing in writing that his or her rights may be prejudiced by any decision the Secretary has rendered, he shall give such applicant and such other individual reasonable notice and opportunity for a hearing with respect to such decision, and, if a hearing is held, shall, on the basis of evidence adduced at the hearing, affirm, modify, or reverse his findings of fact and such decision. Any such request with respect to such a decision must be filed within such period after such decision as may be prescribed in regulations of the Secretary, except that the period so prescribed may not be less than six months after notice of such decision is mailed to the individual making such request."

42 USC 405.

(b) The amendment made by subsection (a) shall be effective upon enactment; except that the period of time prescribed by the Secretary pursuant to the third sentence of section 205 (b) of the Social Security Act, as amended by subsection (a) of this section, with respect to decisions notice of which has been mailed by him to any individual prior to the enactment of this Act may not terminate for such individual less than six months after the date of enactment of this Act.

EARNINGS TEST FOR BENEFICIARIES IN ACTIVE MILITARY OR NAVAL SERVICE OVERSEAS

SEC. 112. (a) Section 203 (e) (4) (C) of the Social Security Act is amended by inserting "or performed outside the United States in the active military or naval service of the United States" after "performed within the United States by the individual as an employee".

42 USC 403.

(b) The first sentence of section 203 (k) of such Act is amended by inserting "and are not performed in the active military or naval service of the United States" after "if he performs services outside the United States as an employee and such services do not constitute employment as defined in section 210".

(c) The amendments made by subsections (a) and (b) shall be applicable with respect to taxable years ending after 1955.

EFFECT OF REMARRIAGE IN CASE OF CERTAIN WIDOWS

SEC. 113. Section 202 (e) of the Social Security Act is amended by adding after paragraph (2) the following new paragraph:

42 USC 402.

"(3) In the case of any widow of an individual—
"(A) who marries another individual, and

42 USC 416.

“(B) whose marriage to the individual referred to in subparagraph (A) is terminated by his death but she is not his widow (as defined in section 216 (c)), the marriage to the individual referred to in clause (A) shall, for purposes of paragraph (1), be deemed not to have occurred. No benefits shall be payable under this subsection by reason of the preceding sentence for any month prior to whichever of the following is the latest: (i) the month in which the death referred to in subparagraph (B) of the preceding sentence occurs, (ii) the twelfth month before the month in which such widow files application for purposes of this paragraph, or (iii) November 1956.”

EXTENSION OF PERIOD FOR FILING PROOF OF SUPPORT AND APPLICATIONS
FOR LUMP-SUM DEATH PAYMENT

42 USC 402.

SEC. 114. (a) Section 202 of the Social Security Act is amended by inserting after subsection (o) the following new subsection:

“Extension of Period for Filing Proof of Support and Applications
for Lump-Sum Death Payment

“(p) In any case in which there is a failure—

64 Stat. 477.
42 USC 301 note.

“(1) to file proof of support under subparagraph (D) of subsection (c) (1), clause (i) or (ii) of subparagraph (E) of subsection (f) (1), or subparagraph (B) of subsection (h) (1), or under clause (B) of subsection (f) (1) of this section as in effect prior to the Social Security Act Amendments of 1950 within the period prescribed by such subparagraph or clause, or

“(2) to file, in the case of a death after 1946, application for a lump-sum death payment under subsection (i), or under subsection (g) of this section as in effect prior to the Social Security Act Amendments of 1950, within the period prescribed by such subsection,

and it is shown to the satisfaction of the Secretary that there was good cause for failure to file such proof or application, as the case may be, within such period, such proof or application shall be deemed to have been filed within such period if it is filed within two years following such period or within two years following August 1956, whichever is later. The determination of what constitutes good cause for purposes of this subsection shall be made in accordance with regulations of the Secretary.”

(b) The amendment made by subsection (a) shall apply in the case of lump-sum death payments under title II of the Social Security Act, and monthly benefits under such title for months after August 1956, based on applications filed after August 1956.

COMPUTATION OF AVERAGE MONTHLY WAGE

42 USC 415.

SEC. 115. (a) Section 215 (b) (1) of the Social Security Act is amended to read as follows:

“(b) (1) An individual's ‘average monthly wage’ shall be the quotient obtained by dividing the total of his wages and self-employment income after his starting date (determined under paragraph (2)) and prior to his closing date (determined under paragraph (3)), by the number of months elapsing after such starting date and prior to such closing date, excluding from such elapsed months—

“(A) the months in any year prior to the year in which he attained the age of twenty-two if less than two quarters of such prior year were quarters of coverage, and

“(B) the months in any year any part of which was included in a period of disability except the months in the year in which such period of disability began if their inclusion in such elapsed months (together with the inclusion of the wages paid in and self-employment income credited to such year) will result in a higher primary insurance amount.

Notwithstanding the preceding provisions of this paragraph when the number of the elapsed months computed under such provisions (including a computation after the application of paragraph (4)) is less than eighteen, it shall be increased to eighteen.”

(b) Section 215 (d) (5) of such Act is amended by striking out “any quarter prior to 1951 any part of which was included in a period of disability shall be excluded from the elapsed quarters unless it was a quarter of coverage, and any wages paid in any such quarter shall not be counted.” and inserting in lieu thereof “all quarters, in any year prior to 1951 any part of which was included in a period of disability, shall be excluded from the elapsed quarters and any wages paid in such year shall not be counted. Notwithstanding the preceding sentence, the quarters in the year in which a period of disability began shall not be excluded from the elapsed quarters and the wages paid in such year shall be counted if the inclusion of such quarters and the counting of such wages result in a higher primary insurance amount.”

42 USC 415.

(c) Section 215 (e) (4) of such Act is amended to read as follows:

“(4) in computing an individual’s average monthly wage, there shall not be counted—

“(A) any wages paid such individual in any year any part of which was included in a period of disability, or

“(B) any self-employment income of such individual credited pursuant to section 212 to any year any part of which was included in a period of disability.

42 USC 412.

unless the months of such year are included as elapsed months pursuant to section 215 (b) (1) (B).”

(d) The amendments made by this section shall apply in the case of an individual (1) who becomes entitled (without the application of section 202 (j) (1) of the Social Security Act) to benefits under section 202 (a) of such Act after the date of enactment of this Act, or (2) who dies without becoming entitled to benefits under such section 202 (a) and on the basis of whose wages and self-employment income an application for benefits or a lump-sum death payment under section 202 of such Act is filed after the date of enactment of this Act, or (3) who becomes entitled to benefits under section 223 of such Act, or (4) who files, after the date of enactment of this Act, an application for a disability determination which is accepted as an application for purposes of section 216 (i) of such Act.

42 USC 402.

Ante, p. 815.
42 USC 416.

ADVISORY COUNCIL ON SOCIAL SECURITY FINANCING

SEC. 116. (a) There is hereby established an Advisory Council on Social Security Financing for the purpose of reviewing the status of the Federal Old-Age and Survivors Insurance Trust Fund and of the Federal Disability Insurance Trust Fund in relation to the long-term commitments of the old-age, survivors, and disability insurance program.

(b) The Council shall be appointed by the Secretary after February 1957 and before January 1958 without regard to the civil-service laws and shall consist of the Commissioner of Social Security, as chairman, and of twelve other persons who shall, to the extent possible, represent employers and employees in equal numbers, and self-employed persons and the public.

Appointment.

Technical assistance.

(c) (1) The Council is authorized to engage such technical assistance, including actuarial services, as may be required to carry out its functions, and the Secretary shall, in addition, make available to the Council such secretarial, clerical, and other assistance and such actuarial and other pertinent data prepared by the Department of Health, Education, and Welfare as it may require to carry out such functions.

Compensation.

(2) Members of the Council, while serving on business of the Council (inclusive of travel time), shall receive compensation at rates fixed by the Secretary, but not exceeding \$50 per day; and shall be entitled to receive actual and necessary traveling expenses and per diem in lieu of subsistence while so serving away from their places of residence.

Report.

Post, p. 845.

(d) The Council shall make a report of its findings and recommendations (including recommendations for changes in the tax rates in sections 1401, 3101, and 3111 of the Internal Revenue Code of 1954) to the Secretary of the Board of Trustees of the Federal Old-Age and Survivors Insurance Trust Fund and the Federal Disability Insurance Trust Fund, such report to be submitted not later than January 1, 1959, after which date such Council shall cease to exist. Such findings and recommendations shall be included in the annual report of the Board of Trustees to be submitted to the Congress not later than March 1, 1959.

Post, p. 845.

(e) Not earlier than three years and not later than two years prior to January 1 of the first year for which each ensuing scheduled increase (after 1960) in the tax rates is effective under the provisions of sections 3101 and 3111 of the Internal Revenue Code of 1954, the Secretary shall appoint an Advisory Council on Social Security Financing with the same functions, and constituted in the same manner, as prescribed in the preceding subsections of this section. Each such Council shall report its findings and recommendations, as prescribed in subsection (d), not later than January 1 of the year preceding the year in which such scheduled change in the tax rates occurs, after which date such Council shall cease to exist, and such report and recommendations shall be included in the annual report of the Board of Trustees to be submitted to the Congress not later than the March 1 following such January 1.

CORRECTION OF RECORDS OF SELF-EMPLOYMENT INCOME

42 USC 405.

SEC. 117. Section 205 (c) (5) of the Social Security Act is amended by striking out "in excess of the amount which has been deleted pursuant to this subparagraph as payments erroneously included in such records as wages paid to such individual in such taxable year" in subparagraph (F), striking out "or" at the end of subparagraph (H), striking out the period at the end of subparagraph (I) and inserting in lieu thereof "; or", and adding after subparagraph (I) the following new subparagraph:

"(J) to include self-employment income for any taxable year, up to, but not in excess of, the amount of wages deleted by the Secretary as payments erroneously included in such records as wages paid to such individual, if such income (or net earnings from self-employment), not already included in such records as self-employment income, is included in a return or statement (referred to in subparagraph (F)) filed before the expiration of the time limitation following the taxable year in which such deletion of wages is made."

SUSPENSION OF BENEFITS OF ALIENS WHO ARE OUTSIDE THE UNITED STATES

SEC. 118. (a) Section 202 of the Social Security Act is amended by adding after subsection (s) (added by section 102 of this Act) the following new subsection:

42 USC 402.
Ante, p. 813.

“Suspension of Benefits of Aliens Who Are Outside the United States

“(t) (1) Notwithstanding any other provision of this title, no monthly benefits shall be paid under this section or under section 223 to any individual who is not a citizen or national of the United States for any month which is—

Ante, p. 815.

“(A) after the sixth consecutive calendar month during all of which the Secretary finds, on the basis of information furnished to him by the Attorney General or information which otherwise comes to his attention, that such individual is outside the United States, and

“(B) prior to the first month thereafter for all of which such individual has been in the United States.

“(2) Paragraph (1) shall not apply to any individual who is a citizen of a foreign country which the Secretary finds has in effect a social insurance or pension system which is of general application in such country and under which—

“(A) periodic benefits, or the actuarial equivalent thereof, are paid on account of old age, retirement, or death, and

“(B) individuals who are citizens of the United States but not citizens of such foreign country and who qualify for such benefits are permitted to receive such benefits or the actuarial equivalent thereof while outside such foreign country without regard to the duration of the absence.

“(3) Paragraph (1) shall not apply in any case where its application would be contrary to any treaty obligation of the United States in effect on the date of the enactment of this subsection.

“(4) Paragraph (1) shall not apply to any benefit for any month if—

“(A) not less than forty of the quarters elapsing before such month are quarters of coverage for the individual on whose wages and self-employment income such benefit is based, or

“(B) the individual on whose wages and self-employment income such benefit is based has, before such month, resided in the United States for a period or periods aggregating ten years or more, or

“(C) the individual entitled to such benefit is outside the United States while in the active military or naval service of the United States.

“(5) No person who is, or upon application would be, entitled to a monthly benefit under this section for December 1956 shall be deprived, by reason of paragraph (1), of such benefit or any other benefit based on the wages and self-employment income of the individual on whose wages and self-employment income such monthly benefit for December 1956 is based.

“(6) If an individual is outside the United States when he dies and no benefit may, by reason of paragraph (1), be paid to him for the month preceding the month in which he dies, no lump-sum death payment may be made on the basis of such individual's wages and self-employment income.

“(7) Subsections (b) and (c) of section 203 shall not apply with respect to any individual for any month for which no monthly benefit may be paid to him by reason of paragraph (1) of this subsection.

Ante, p. 814.

"(8) The Attorney General shall certify to the Secretary such information regarding aliens who depart from the United States to any foreign country (other than a foreign country which is territorially contiguous to the continental United States) as may be necessary to enable the Secretary to carry out the purposes of this subsection and shall otherwise aid, assist, and cooperate with the Secretary in obtaining such other information as may be necessary to enable the Secretary to carry out the purposes of this subsection."

42 USC 402.

(b) The amendment made by subsection (a) shall apply in the case of monthly benefits under title II of the Social Security Act for months after December 1956 and in the case of lump-sum death payments under section 202 (i) of such Act with respect to deaths occurring after December 1956.

DEFINITION OF SECRETARY

SEC. 119. As used in this Act and in the provisions of the Social Security Act set forth in this Act, the term "Secretary" means the Secretary of Health, Education, and Welfare.

AMENDMENTS PRESERVING RELATIONSHIP BETWEEN RAILROAD RETIREMENT AND OLD-AGE AND SURVIVORS INSURANCE

Post, p. 877.

SEC. 120. (a) Section 1 (q) of the Railroad Retirement Act of 1937, as amended, is amended by striking out "1954" and inserting in lieu thereof "1956".

45 USC 228e.

(b) Section 5 (f) (2) of the Railroad Retirement Act of 1937, as amended, is amended—

(1) by striking out "age sixty-five" each place it appears and inserting in lieu thereof "retirement age (as defined in section 216 (a) of the Social Security Act)"; and

(2) by striking out "section 202" each place it appears and inserting in lieu thereof "title II".

(c) Section 5 (k) (2) of the Railroad Retirement Act of 1937, as amended, is amended to read as follows:

"(2) (A) The Board and the Secretary of Health, Education, and Welfare shall determine, no later than January 1, 1954, the amount which would place the Federal Old-Age and Survivors Insurance Trust Fund in the same position in which it would have been at the close of the fiscal year ending June 30, 1952, if service as an employee after December 31, 1936, had been included in the term 'employment' as defined in the Social Security Act and in the Federal Insurance Contributions Act.

42 USC 1305,
68A Stat. 415,
26 USC 3101-
3125,
Anie. p. 824 post,
pp. 839-841, 843,
845.

"(B) On January 1, 1954, for the fiscal year ending June 30, 1953, and at the close of each fiscal year beginning with the fiscal year ending June 30, 1954, the Board and the Secretary of Health, Education, and Welfare shall determine, and the Board shall certify to the Secretary of the Treasury for transfer from the Railroad Retirement Account (hereafter termed 'Retirement Account') to the Federal Old-Age and Survivors Insurance Trust Fund, interest for such fiscal year at the rate specified in subparagraph (D) on the amount determined under subparagraph (A) less the sum of all offsets made under subparagraph (C) (i).

"(C) (i) At the close of the fiscal year ending June 30, 1953, and each fiscal year thereafter, the Board and the Secretary of Health, Education, and Welfare shall determine the amount, if any, which if added to or subtracted from the Federal Old-Age and Survivors Insurance Trust Fund would place such Fund in the same position in which it would have been if service as an employee after December

31, 1936, had been included in the term 'employment' as defined in the Social Security Act and in the Federal Insurance Contributions Act. For the purposes of this subparagraph, the amount determined under subparagraph (A), less such offsets as have theretofore been made under this subdivision of this subparagraph, and the amount determined under subparagraph (B) for the fiscal year under consideration shall be deemed to be part of the Federal Old-Age and Survivors Insurance Trust Fund. Such determination shall be made no later than June 15, following the close of the fiscal year. If such amount is to be added to the Federal Old-Age and Survivors Insurance Trust Fund, the board shall, within ten days after the determination, certify such amount to the Secretary of the Treasury for transfer from the Retirement Account to the Federal Old-Age and Survivors Insurance Trust Fund; if such amount is to be subtracted from the Federal Old-Age and Survivors Insurance Trust Fund, the Secretary of Health, Education, and Welfare shall, within ten days after the determination, certify such amount to the Secretary of the Treasury for transfer from the Federal Old-Age and Survivors Insurance Trust Fund to the Retirement Account. The amount so certified shall further include interest (at the rate determined in subparagraph (D) for the fiscal year under consideration) payable from the close of such fiscal year until the date of certification. In the event the Secretary of Health, Education, and Welfare is required under the provisions of this subdivision of this subparagraph to certify to the Secretary of the Treasury an amount to be transferred to the Retirement Account from the Federal Old-Age and Survivors Insurance Trust Fund, the Secretary of Health, Education, and Welfare, in lieu of such certification, may offset the amount determined under the first sentence of this subdivision of this subparagraph against the amount determined under subparagraph (A) as diminished by any prior offsets and the offsets shall be made to be effective as of the first day of the fiscal year following the fiscal year under consideration.

"(ii) At the close of the fiscal year ending June 30, 1958, and each fiscal year thereafter, the Board and the Secretary of Health, Education, and Welfare shall determine the amount, if any, which, if added to or subtracted from the Federal Disability Insurance Trust Fund would place such Fund in the same position in which it would have been if service as an employee after December 31, 1936, had been included in the term 'employment' as defined in the Social Security Act and in the Federal Insurance Contributions Act. Such determination shall be made no later than June 15, following the close of the fiscal year. If such amount is to be added to the Federal Disability Insurance Trust Fund the Board shall, within ten days after the determination, certify such amount to the Secretary of the Treasury for transfer from the Retirement Account to the Federal Disability Insurance Trust Fund; if such amount is to be subtracted from the Federal Disability Insurance Trust Fund the Secretary of Health, Education, and Welfare shall, within ten days after the determination, certify such amount to the Secretary of the Treasury for transfer from the Federal Disability Insurance Trust Fund to the Retirement Account. The amount so certified shall further include interest (at the rate determined in subparagraph (D) for the fiscal year under consideration) payable from the close of such fiscal year until the date of certification.

"(D) For the purposes of subparagraphs (B) and (C), for any fiscal year, the rate of interest to be used shall be equal to the average rate of interest, computed as of May 31 preceding the close of such fiscal year, borne by all interest-bearing obligations of the United States then forming a part of the public debt; except that where such

42 USC 1305.
26 USC 3101-
3125.
Ante, p. 824; *post*,
pp. 839-841, 843,
845.

42 USC 1305.
26 USC 3101-
3125.
Ante, p. 824; *post*,
pp. 839-841, 843,
845.

average rate is not a multiple of one-eighth of 1 per centum, the rate of interest shall be the multiple of one-eighth of 1 per centum next lower than such average rate.

“(E) The Secretary of the Treasury is authorized and directed to transfer to the Federal Old-Age and Survivors Insurance Trust Fund or the Federal Disability Insurance Trust Fund from the Retirement Account or to the Retirement Account from the Federal Old-Age and Survivors Insurance Trust Fund or the Federal Disability Insurance Trust Fund, as the case may be, such amounts as, from time to time, may be determined by the Board and the Secretary of Health, Education, and Welfare pursuant to the provisions of subparagraphs (B) and (C) of this subsection, and certified by the Board or the Secretary of Health, Education, and Welfare for transfer from the Retirement Account or from the Federal Old-Age and Survivors Insurance Trust Fund or the Federal Disability Insurance Trust Fund.”

EFFECT ON BENEFITS OF CONVICTION OF ESPIONAGE, SABOTAGE, TREASON, SEDITION, OR SUBVERSIVE ACTIVITIES; EMPLOYMENT BY COMMUNIST ORGANIZATIONS

42 USC 402.
Ante, p. 835.

SEC. 121. (a) Section 202 of the Social Security Act is amended by adding after subsection (t) (added by section 118 of this Act) the following new subsection:

“Conviction of Subversive Activities, Etc.

“(u) (1) If any individual is convicted of any offense (committed after the date of the enactment of this subsection) under—

“(A) chapter 37 (relating to espionage and censorship), chapter 105 (relating to sabotage), or chapter 115 (relating to treason, sedition, and subversive activities) of title 18 of the United States Code, or

62 Stat. 736, 798,
807.

“(B) section 4, 112, or 113 of the Internal Security Act of 1950, as amended,

64 Stat. 991.
50 USC 783, 822,
823.

then the court may, in addition to all other penalties provided by law, impose a penalty that in determining whether any monthly insurance benefit under this section or section 223 is payable to such individual for the month in which he is convicted or for any month thereafter, and in determining the amount of any such benefit payable to such individual for any such month, there shall not be taken into account—

Ante, p. 815.

“(C) any wages paid to such individual or to any other individual in the calendar quarter in which such conviction occurs or in any prior calendar quarter, and

“(D) any net earnings from self-employment derived by such individual or by any other individual during a taxable year in which such conviction occurs or during any prior taxable year.

“(2) As soon as practicable after an additional penalty has, pursuant to paragraph (1), been imposed with respect to any individual, the Attorney General shall notify the Secretary of such imposition.

“(3) If any individual with respect to whom an additional penalty has been imposed pursuant to paragraph (1) is granted a pardon of the offense by the President of the United States, such additional penalty shall not apply for any month beginning after the date on which such pardon is granted.”

(b) The amendment made by subsection (a) of this section shall not be construed to restrict or otherwise affect any of the provisions of the Act entitled “An Act to prohibit payments of annuities to officers and employees of the United States convicted of certain offenses, and for other purposes”, approved September 1, 1954 (Public Law 769, Eighty-third Congress).

68 Stat. 1142.
5 USC 740b-
7401.

(c) Section 210 (a) of the Social Security Act is amended by adding at the end thereof the following new paragraph:

42 USC 410.

“(17) Service in the employ of any organization which is performed (A) in any quarter during any part of which such organization is registered, or there is in effect a final order of the Subversive Activities Control Board requiring such organization to register, under the Internal Security Act of 1950, as amended, as a Communist-action organization, a Communist-front organization, or a Communist-infiltrated organization, and (B) after June 30, 1956.”

50 USC 781 note.

(d) Section 3121 (b) of the Internal Revenue Code of 1954 is amended by adding at the end thereof the following new paragraph:

68A Stat. 417,
423,
26 USC 3121.

“(17) service in the employ of any organization which is performed (A) in any quarter during any part of which such organization is registered, or there is in effect a final order of the Subversive Activities Control Board requiring such organization to register, under the Internal Security Act of 1950, as amended, as a Communist-action organization, a Communist-front organization, or a Communist-infiltrated organization, and (B) after June 30, 1956.”

50 USC 781 note.

TITLE II—AMENDMENTS TO INTERNAL REVENUE CODE OF 1954

DISTRICT OF COLUMBIA CREDIT UNIONS

SEC. 201. (a) (1) Subchapter B of chapter 21 of the Internal Revenue Code of 1954 is amended by adding at the end thereof the following new section:

68A Stat. 416,
26 USC 3111,
3112.
Post, p. 845.

“SEC. 3113. DISTRICT OF COLUMBIA CREDIT UNIONS.

“Notwithstanding the provisions of section 16 of the Act of June 23, 1932 (D. C. Code, sec. 26-516; 47 Stat. 331), or any other provision of law (whether enacted before or after the enactment of this section) which grants to any credit union chartered pursuant to such Act of June 23, 1932, an exemption from taxation, such credit union shall not be exempt from the tax imposed by section 3111.”

(2) The table of sections for such subchapter is amended by adding at the end thereof

“Sec. 3113. District of Columbia credit unions.”

STAND-BY PAY

(b) Section 3121 (a) (9) of the Internal Revenue Code of 1954 is amended to read as follows:

26 USC 3121.

“(9) any payment (other than vacation or sick pay) made to an employee after the month in which—

“(A) in the case of a man, he attains the age of 65, or

“(B) in the case of a woman, she attains the age of 62, if such employee did not work for the employer in the period for which such payment is made; or”.

FOREIGN AGRICULTURAL WORKERS

26 USC 3121.

(c) Section 3121 (b) (1) (B) of such Code is amended to read as follows:

“(B) service performed by foreign agricultural workers (i) under contracts entered into in accordance with title V of the Agricultural Act of 1949, as amended (65 Stat. 119; 7 U. S. C. 1461–1468), or (ii) lawfully admitted to the United States from the Bahamas, Jamaica, and the other British West Indies, or from any foreign country or possession thereof, on a temporary basis to perform agricultural labor;”.

EMPLOYEES OF FEDERAL HOME LOAN BANKS AND OF THE TENNESSEE VALLEY AUTHORITY

26 USC 3121.

(d) (1) Section 3121 (b) (6) (B) (ii) of such Code is amended by inserting “a Federal Home Loan Bank,” after “a Federal Reserve Bank,”.

(2) Section 3121 (b) (6) (C) (vi) of such Code is amended to read as follows:

Ante, p. 743.

“(vi) by any individual to whom the Civil Service Retirement Act does not apply because such individual is subject to another retirement system (other than the retirement system of the Tennessee Valley Authority);”.

SHARE-FARMING ARRANGEMENTS

(e) (1) Section 3121 (b) of such Code is amended by striking out “or” at the end of paragraph (14), by striking out the period at the end of paragraph (15) and inserting in lieu thereof a semicolon, and by adding after paragraph (15) the following new paragraph:

“(16) service performed by an individual under an arrangement with the owner or tenant of land pursuant to which—

“(A) such individual undertakes to produce agricultural or horticultural commodities (including livestock, bees, poultry, and fur-bearing animals and wildlife) on such land,

“(B) the agricultural or horticultural commodities produced by such individual, or the proceeds therefrom, are to be divided between such individual and such owner or tenant, and

“(C) the amount of such individual's share depends on the amount of the agricultural or horticultural commodities produced; or”.

26 USC 1402.

(2) Section 1402 (a) (1) of such Code is amended by adding at the end thereof the following: “except that the preceding provisions of this paragraph shall not apply to any income derived by the owner or tenant of land if (A) such income is derived under an arrangement, between the owner or tenant and another individual, which provides that such other individual shall produce agricultural or horticultural commodities (including livestock, bees, poultry, and fur-bearing animals and wildlife) on such land, and that there shall be material participation by the owner or tenant in the production or the management of the production of such agricultural or horticultural commodities, and (B) there is material participation by the owner or tenant with respect to any such agricultural or horticultural commodity;”.

(3) Section 1402 (c) (2) of such Code is amended to read as follows:

“(2) the performance of service by an individual as an employee (other than service described in section 3121 (b) (14) (B) performed by an individual who has attained the age of 18, service described in section 3121 (b) (16), and service described in paragraph (4) of this subsection);”.

Ante, p. 840.

PROFESSIONAL SELF-EMPLOYED

(f) Section 1402 (c) (5) of such Code is amended to read as follows:

“(5) the performance of service by an individual in the exercise of his profession as a doctor of medicine, or Christian Science practitioner; or the performance of such service by a partnership.”

26 USC 1402.

MINISTERS

(g) Paragraph (8) (B) of section 1402 (a) of the Internal Revenue Code of 1954 is amended to read as follows:

“(B) a citizen of the United States performing service described in subsection (c) (4) as an employee of an American employer (as defined in section 3121 (h)) or as a minister in a foreign country who has a congregation which is composed predominantly of citizens of the United States,”.

26 USC 1402.

26 USC 3121.

AMENDMENTS WITH RESPECT TO AGRICULTURAL LABOR

(h) (1) Paragraph (8) (B) of section 3121 (a) of the Internal Revenue Code of 1954 is amended to read as follows:

“(B) cash remuneration paid by an employer in any calendar year to an employee for agricultural labor unless (i) the cash remuneration paid in such year by the employer to the employee for such labor is \$150 or more, or (ii) the employee performs agricultural labor for the employer on 20 days or more during such year for cash remuneration computed on a time basis;”.

26 USC 3121.

(2) Section 3121 of such Code is amended by adding at the end thereof the following new subsection:

“(o) CREW LEADER.—For purposes of this chapter, the term ‘crew leader’ means an individual who furnishes individuals to perform agricultural labor for another person, if such individual pays (either on his own behalf or on behalf of such person) the individuals so furnished by him for the agricultural labor performed by them and if such individual has not entered into a written agreement with such person whereby such individual has been designated as an employee of such person; and such individuals furnished by the crew leader to perform agricultural labor for another person shall be deemed to be the employees of such crew leader. For purposes of this chapter and chapter 2, a crew leader shall, with respect to service performed in furnishing individuals to perform agricultural labor for another person and service performed as a member of the crew, be deemed not to be an employee of such other person.”

26 USC 1401-1403.
Post, p. 845.

(3) Section 3102 (a) of such Code is amended by striking out “\$100” in the last sentence thereof, and inserting in lieu thereof “\$150 and the employee has not performed agricultural labor for the employer on 20 days or more in the calendar year for cash remuneration computed on a time basis”.

26 USC 3102.

COMPUTATION OF SELF-EMPLOYMENT INCOME BY FARM OPERATORS

26 USC 1402.

(i) Subsection (a) of section 1402 of the Internal Revenue Code of 1954 is amended by striking out the last two sentences thereof and inserting in lieu thereof the following: "In the case of any trade or business which is carried on by an individual or by a partnership and in which, if such trade or business were carried on exclusively by employees, the major portion of the services would constitute agricultural labor as defined in section 3121 (g)—"

26 USC 3121.

"(i) in the case of an individual, if the gross income derived by him from such trade or business is not more than \$1,800, the net earnings from self-employment derived by him from such trade or business may, at his option, be deemed to be 66⅔ percent of such gross income; or

"(ii) in the case of an individual, if the gross income derived by him from such trade or business is more than \$1,800 and the net earnings from self-employment derived by him from such trade or business (computed under this subsection without regard to this sentence) are less than \$1,200, the net earnings from self-employment derived by him from such trade or business may, at his option, be deemed to be \$1,200; and

26 USC 707.

26 USC 702.

"(iii) in the case of a member of a partnership, if his distributive share of the gross income of the partnership derived from such trade or business (after such gross income has been reduced by the sum of all payments to which section 707 (c) applies) is not more than \$1,800, his distributive share of income described in section 702 (a) (9) derived from such trade or business may, at his option, be deemed to be an amount equal to 66⅔ percent of his distributive share of such gross income (after such gross income has been so reduced); or

26 USC 707.

26 USC 702.

"(iv) in the case of a member of a partnership, if his distributive share of the gross income of the partnership derived from such trade or business (after such gross income has been reduced by the sum of all payments to which section 707 (c) applies) is more than \$1,800 and his distributive share (whether or not distributed) of income described in section 702 (a) (9) derived from such trade or business (computed under this subsection without regard to this sentence) is less than \$1,200, his distributive share of income described in section 702 (a) (9) derived from such trade or business may, at his option, be deemed to be \$1,200.

For purposes of the preceding sentence, gross income means—

"(v) in the case of any such trade or business in which the income is computed under a cash receipts and disbursements method, the gross receipts from such trade or business reduced by the cost or other basis of property which was purchased and sold in carrying on such trade or business, adjusted (after such reduction) in accordance with the provisions of paragraphs (1) through (7) of this subsection; and

"(vi) in the case of any such trade or business in which the income is computed under an accrual method, the gross income from such trade or business, adjusted in accordance with the provisions of paragraphs (1) through (7) of this subsection;

and, for purposes of such sentence, if an individual (including a member of a partnership) derives gross income from more than one such trade or business, such gross income (including his distributive share of the gross income of any partnership derived from any such trade or business) shall be deemed to have been derived from one trade or business."

FOREIGN SUBSIDIARIES

(j) Subparagraph (A) of paragraph (8) of section 3121 (1) of the Internal Revenue Code of 1954 is amended to read as follows: 26 USC 3121.

“(A) a foreign corporation not less than 20 percent of the voting stock of which is owned by such domestic corporation; or”.

FILING OF SUPPLEMENTAL LISTS BY NONPROFIT ORGANIZATIONS

(k) The third sentence of section 3121 (k) (1) of such Code is amended by inserting “or at any time prior to January 1, 1959, whichever is the later,” after “the certificate is in effect,”. 26 USC 3121.

EFFECTIVE DATE FOR WAIVER CERTIFICATES FILED BY NONPROFIT ORGANIZATIONS

(l) The fifth sentence of section 3121 (k) (1) of such Code is amended by striking out “the first day following the close of the calendar quarter in which such certificate is filed,” and inserting in lieu thereof “the first day of the calendar quarter in which such certificate is filed or the first day of the succeeding calendar quarter, as may be specified in the certificate,”. 26 USC 3121.

EFFECTIVE DATES

(m) (1) The amendments made by subsection (a) and paragraph (1) of subsection (h) shall apply with respect to remuneration paid after 1956. The amendment made by subsection (b) shall apply with respect to remuneration paid after October 1956. The amendments made by subsection (c) and paragraph (2) of subsection (h) shall apply with respect to service performed after 1956. The amendments made by paragraphs (1) and (2) of subsection (d) shall apply with respect to service with respect to which the amendments made by paragraphs (1) and (2) of subsection (b) of section 104 of this Act apply. The amendments made by paragraph (1) of subsection (e) shall apply with respect to service performed after 1954. The amendment made by paragraph (3) of such subsection shall apply with respect to taxable years ending after 1954. The amendments made by paragraph (2) of subsection (e) and by subsection (f) shall apply with respect to taxable years ending after 1955. The amendment made by subsection (i) shall apply with respect to taxable years ending on or after December 31, 1956. The amendment made by subsection (l) shall apply with respect to certificates filed after 1956 under section 3121 (k) of the Internal Revenue Code of 1954.

Ante, p. 824.

(2) (A) Except as provided in subparagraph (B), the amendment made by subsection (g) shall apply only with respect to taxable years ending after 1956.

(B) Any individual who, for a taxable year ending after 1954 and prior to 1957, had income which by reason of the amendment made by subsection (g) would have been included within the meaning of “net earnings from self-employment” (as such term is defined in section 1402 (a) of the Internal Revenue Code of 1954), if such income had been derived in a taxable year ending after 1956 by an individual who had filed a waiver certificate under section 1402 (e) of such Code, may elect to have the amendment made by subsection (g) apply to his taxable years ending after 1954 and prior to 1957. No election made by any individual under this subparagraph shall be valid unless such individual has filed a waiver certificate under section 1402 (e) of such

26 USC 1402.

Code prior to the making of such election or files a waiver certificate at the time he makes such election.

26 USC 1402.

(C) Any individual described in subparagraph (B) who has filed a waiver certificate under section 1402 (e) of such Code prior to the date of enactment of this Act, or who files a waiver certificate under such section on or before the due date of his return (including any extension thereof) for his last taxable year ending prior to 1957, must make such election on or before the due date of his return (including any extension thereof) for his last taxable year ending prior to 1957, or before April 16, 1957, whichever is the later.

26 USC 1402.

(D) Any individual described in subparagraph (B) who has not filed a waiver certificate under section 1402 (e) of such Code on or before the due date of his return (including any extension thereof) for his last taxable year ending prior to 1957 must make such election on or before the due date of his return (including any extension thereof) for his first taxable year ending after 1956. Any individual described in this subparagraph whose period for filing a waiver certificate under section 1402 (e) of such Code has expired at the time he makes such election may, notwithstanding the provisions of paragraph (2) of such section, file a waiver certificate at the time he makes such election.

26 USC 1402.

(E) An election under subparagraph (B) shall be made in such manner as the Secretary of the Treasury or his delegate shall prescribe by regulations. Notwithstanding the provisions of paragraph (3) of section 1402 (e) of such Code, the waiver certificate filed by an individual who makes an election under subparagraph (B) (regardless of when filed) shall be effective for such individual's first taxable year ending after 1954 in which he had income which by reason of the amendment made by subsection (g) would have been included within the meaning of "net earnings from self-employment" (as such term is defined in section 1402 (a) of such Code), if such income had been derived in a taxable year ending after 1956 by an individual who had filed a waiver certificate under section 1402 (e) of such Code, or for the taxable year prescribed by such paragraph (3) of section 1402 (e), if such taxable year is earlier, and for all succeeding taxable years.

Post, p. 845.

(F) No interest or penalty shall be assessed or collected for failure to file a return within the time prescribed by law, if such failure arises solely by reason of an election made by an individual under subparagraph (B), or for any underpayment of the tax imposed by section 1401 of such Code arising solely by reason of such election, for the period ending with the date such individual makes an election under subparagraph (B).

26 USC 1401-1403.
Post, p. 845.

(3) Any tax under chapter 2 of the Internal Revenue Code of 1954 which is due, solely by reason of the enactment of subsection (f), or paragraph (2) of subsection (e), of this section, for any taxable year ending on or before the date of the enactment of this Act shall be considered timely paid if payment is made in full on or before the last day of the sixth calendar month following the month in which this Act is enacted. In no event shall interest be imposed on the amount of any tax due under such chapter solely by reason of the enactment of subsection (f), or paragraph (2) of subsection (e), of this section for any period before the day after the date of enactment of this Act.

26 USC 3101-3125.
Ante, pp. 824, 839-841, 843; post, p. 845.
Ante, p. 827.

(4) Any tax due under chapter 21 of the Internal Revenue Code of 1954 which is due, solely by reason of the enactment of subsection (d) and an effective date prescribed pursuant to paragraph (2) (B) or (2) (C) of section 104 (i), for any calendar quarter beginning prior to the day on which the Secretary of Health, Education, and Welfare approves the plan which prescribes such effective date shall be considered timely paid if payment is made in full on or before the last

day of the sixth calendar month following the month in which such plan is approved. In no event shall interest be imposed on the amount of any such tax due under such chapter for any period before the day on which the Secretary of Health, Education, and Welfare approves such plan.

CHANGES IN TAX SCHEDULES

SEC. 202. (a) Section 1401 of the Internal Revenue Code of 1954 is amended to read as follows:

26 USC 1401.

"SEC. 1401. RATE OF TAX.

"In addition to other taxes, there shall be imposed for each taxable year, on the self-employment income of every individual, a tax as follows:

"(1) in the case of any taxable year beginning after December 31, 1956, and before January 1, 1960, the tax shall be equal to $3\frac{3}{8}$ percent of the amount of the self-employment income for such taxable year;

"(2) in the case of any taxable year beginning after December 31, 1959, and before January 1, 1965, the tax shall be equal to $4\frac{1}{8}$ percent of the amount of the self-employment income for such taxable year;

"(3) in the case of any taxable year beginning after December 31, 1964, and before January 1, 1970, the tax shall be equal to $4\frac{7}{8}$ percent of the amount of the self-employment income for such taxable year;

"(4) in the case of any taxable year beginning after December 31, 1969, and before January 1, 1975, the tax shall be equal to $5\frac{5}{8}$ percent of the amount of the self-employment income for such taxable year; and

"(5) in the case of any taxable year beginning after December 31, 1974, the tax shall be equal to $6\frac{3}{8}$ percent of the amount of the self-employment income for such taxable year."

(b) Section 3101 of such code is amended to read as follows:

26 USC 3101.

"SEC. 3101. RATE OF TAX.

"In addition to other taxes, there is hereby imposed on the income of every individual a tax equal to the following percentages of the wages (as defined in section 3121 (a)) received by him with respect to employment (as defined in section 3121 (b))—

"(1) with respect to wages received during the calendar years 1957 to 1959, both inclusive, the rate shall be $2\frac{1}{4}$ percent;

"(2) with respect to wages received during the calendar years 1960 to 1964, both inclusive, the rate shall be $2\frac{3}{4}$ percent;

"(3) with respect to wages received during the calendar years 1965 to 1969, both inclusive, the rate shall be $3\frac{1}{4}$ percent;

"(4) with respect to wages received during the calendar years 1970 to 1974, both inclusive, the rate shall be $3\frac{3}{4}$ percent; and

"(5) with respect to wages received after December 31, 1974, the rate shall be $4\frac{1}{4}$ percent."

(c) Section 3111 of such code is amended to read as follows:

26 USC 3111.

"SEC. 3111. RATE OF TAX.

"In addition to other taxes, there is hereby imposed on every employer an excise tax, with respect to having individuals in his employ, equal to the following percentages of the wages (as defined in section 3121 (a)) paid by him with respect to employment (as defined in section 3121 (b))—

"(1) with respect to wages paid during the calendar years 1957 to 1959, both inclusive, the rate shall be $2\frac{1}{4}$ percent;

26 USC 3121.
Ante, pp. 824,
839-841, 843.

"(2) with respect to wages paid during the calendar years 1960 to 1964, both inclusive, the rate shall be $2\frac{3}{4}$ percent;

"(3) with respect to wages paid during the calendar years 1965 to 1969, both inclusive, the rate shall be $3\frac{1}{4}$ percent;

"(4) with respect to wages paid during the calendar years 1970 to 1974, both inclusive, the rate shall be $3\frac{3}{4}$ percent; and

"(5) with respect to wages paid after December 31, 1974, the rate shall be $4\frac{1}{4}$ percent."

Applicability.

(d) The amendment made by subsection (a) shall apply with respect to taxable years beginning after December 31, 1956. The amendments made by subsections (b) and (c) shall apply with respect to remuneration paid after December 31, 1956.

TITLE III—PUBLIC ASSISTANCE AMENDMENTS

DECLARATION OF PURPOSE

SEC. 300. It is the purpose of this title (a) to promote the health of the Nation by assisting States to extend and broaden their provisions for meeting the costs of medical care for persons eligible for public assistance by providing for separate matching of assistance expenditures for medical care, (b) to promote the well-being of the Nation by encouraging the States to place greater emphasis on helping to strengthen family life and helping needy families and individuals attain the maximum economic and personal independence of which they are capable, (c) to assist in improving the administration of public assistance programs (1) through making grants and contracts, and entering into jointly financed cooperative arrangements, for research or demonstration projects and (2) through Federal-State programs of grants to institutions and traineeships and fellowships so as to provide training of public welfare personnel, thereby securing more adequately trained personnel, and (d) to improve aid to dependent children.

PART I—MATCHING OF ASSISTANCE EXPENDITURES FOR MEDICAL CARE

MEDICAL CARE FOR OLD-AGE ASSISTANCE RECIPIENTS

Post, p. 852.

SEC. 301. (a) Clauses (1) and (2) of section 3 (a) of the Social Security Act are each amended by striking out "during such quarter as old-age assistance under the State plan" and inserting in lieu thereof "during such quarter as old-age assistance in the form of money payments under the State plan".

(b) Section 3 (a) (1) (A) of such Act is amended by striking out "who received old-age assistance for such month" and inserting in lieu thereof "who received old-age assistance in the form of money payments for such month".

(c) Section 3 (a) of such Act is further amended by inserting the following new clause immediately before the period at the end thereof: ", and (4) in the case of any State, an amount equal to one-half of the total of the sums expended during such quarter as old-age assistance under the State plan in the form of medical or any other type of remedial care (including expenditures for insurance premiums for such care or the cost thereof), not counting so much of such expenditure for any month as exceeds the product of \$6 multiplied by the total number of individuals who received old-age assistance under the State plan for such month".

MEDICAL CARE FOR RECIPIENTS OF AID TO DEPENDENT CHILDREN

SEC. 302. (a) Clauses (1) and (2) of section 403 (a) of the Social Security Act are each amended by striking out "during such quarter as aid to dependent children under the State plan" and inserting in lieu thereof "during such quarter as aid to dependent children in the form of money payments under the State plan".

42 USC 603.
Post, pp. 852,
854.

(b) Section 403 (a) (1) (A) of such Act is amended by striking out "with respect to whom aid to dependent children is paid for such month" and inserting in lieu thereof "with respect to whom aid to dependent children in the form of money payments is paid for such month".

(c) Section 403 (a) of such Act is further amended by inserting the following new clause immediately before the period at the end thereof: "; and (4) in the case of any State, an amount equal to one-half of the total of the sums expended during such quarter as aid to dependent children under the State plan in the form of medical or any other type of remedial care (including expenditures for insurance premiums for such care or the cost thereof), not counting so much of such expenditure for any month as exceeds (A) the product of \$3 multiplied by the total number of dependent children who received aid to dependent children under the State plan for such month plus (B) the product of \$6 multiplied by the total number of other individuals who received aid to dependent children under the State plan for such month".

MEDICAL CARE FOR RECIPIENTS OF AID TO THE BLIND

SEC. 303. (a) Clauses (1) and (2) of section 1003 (a) of the Social Security Act are each amended by striking out "during such quarter as aid to the blind under the State plan" and inserting in lieu thereof "during such quarter as aid to the blind in the form of money payments under the State plan".

42 USC 1203.
Post, pp. 849,
853.

(b) Section 1003 (a) (1) (A) of such Act is amended by striking out "who received aid to the blind for such month" and inserting in lieu thereof "who received aid to the blind in the form of money payments for such month".

(c) Section 1003 (a) of such Act is further amended by inserting the following new clause immediately before the period at the end thereof: "; and (4) in the case of any State, an amount equal to one-half of the total of the sums expended during such quarter as aid to the blind under the State plan in the form of medical or any other type of remedial care (including expenditures for insurance premiums for such care or the cost thereof), not counting so much of such expenditure for any month as exceeds the product of \$6 multiplied by the total number of individuals who received aid to the blind under the State plan for such month".

MEDICAL CARE FOR RECIPIENTS OF AID TO PERMANENTLY AND TOTALLY DISABLED

SEC. 304. (a) Clauses (1) and (2) of section 1403 (a) of the Social Security Act are each amended by striking out "during such quarter as aid to the permanently and totally disabled under the State plan" and inserting in lieu thereof "during such quarter as aid to the permanently and totally disabled in the form of money payments under the State plan".

42 USC 1353.
Post, pp. 850,
854.

(b) Section 1403 (a) (1) (A) of such Act is amended by striking out "who received aid to the permanently and totally disabled for such month" and inserting in lieu thereof "who received aid to the perma-

nently and totally disabled in the form of money payments for such month”.

(c) Section 1403 (a) of such Act is further amended by inserting the following new clause immediately before the period at the end thereof: “; and (4) in the case of any State, an amount equal to one-half of the total of the sums expended during such quarter as aid to the permanently and totally disabled under the State plan in the form of medical or any other type of remedial care (including expenditures for insurance premiums for such care or the cost thereof), not counting so much of such expenditure for any month as exceeds the product of \$6 multiplied by the total number of individuals who received aid to the permanently and totally disabled under the State plan for such month”.

EFFECTIVE DATE

SEC. 305. The amendments made by this part shall become effective July 1, 1957.

PART II—SERVICES IN PROGRAMS OF OLD-AGE ASSISTANCE, AID TO DEPENDENT CHILDREN, AID TO THE BLIND, AND AID TO THE PERMANENTLY AND TOTALLY DISABLED

OLD-AGE ASSISTANCE

42 USC 301. SEC. 311. (a) The first sentence of section 1 of the Social Security Act is amended to read: “For the purpose of enabling each State to furnish financial assistance, as far as practicable under the conditions in such State, to aged needy individuals and of encouraging each State, as far as practicable under such conditions, to help such individuals attain self-care, there is hereby authorized to be appropriated for each fiscal year a sum sufficient to carry out the purposes of this title.”

42 USC 302. (b) Subsection (a) of section 2 of such Act is amended by striking out “and” before clause (10) thereof, and by striking out the period at the end of such subsection and inserting in lieu thereof a semicolon and the following new clause: “and (11) provide a description of the services (if any) which the State agency makes available to applicants for and recipients of old-age assistance to help them attain self-care.”

42 USC 303.
Post, p. 852. (c) (1) Clauses (1) and (2) of section 3 (a) of such Act are each amended by striking out “, which shall be used exclusively as old-age assistance,”.

(2) Clause (3) of such section 3 (a) is amended by striking out “which amount shall be used for paying the costs of administering the State plan or for old-age assistance, or both, and for no other purpose” and inserting in lieu thereof “including services which are provided by the staff of the State agency (or of the local agency administering the State plan in the political subdivision) to applicants for and recipients of old-age assistance to help them attain self-care”.

AID TO DEPENDENT CHILDREN

42 USC 601. SEC. 312. (a) The first sentence of section 401 of the Social Security Act is amended to read: “For the purpose of encouraging the care of dependent children in their own homes or in the homes of relatives by enabling each State to furnish financial assistance and other services, as far as practicable under the conditions in such State, to needy dependent children and the parents or relatives with whom they are living to help maintain and strengthen family life and to help such parents or relatives to attain the maximum self-support and personal independence consistent with the maintenance of continuing parental

care and protection, there is hereby authorized to be appropriated for each fiscal year a sum sufficient to carry out the purposes of this title."

(b) Subsection (a) of section 402 of such Act is amended by striking out "and" before clause (11) thereof, and by striking out the period at the end of such subsection and inserting in lieu thereof a semicolon and the following new clause: "and (12) provide a description of the services (if any) which the State agency makes available to maintain and strengthen family life for children, including a description of the steps taken to assure, in the provision of such services, maximum utilization of other agencies providing similar or related services."

42 USC 602.

(c) (1) Clauses (1) and (2) of section 403 (a) of such Act are each amended by striking out ", which shall be used exclusively as aid to dependent children,".

42 USC 603.
Post, pp. 852,
854.

(2) Clause (3) of such section 403 (a) is amended by striking out "which amount shall be used for paying the costs of administering the State plan or for aid to dependent children, or both, and for no other purpose" and inserting in lieu thereof "including services which are provided by the staff of the State agency (or of the local agency administering the State plan in the political subdivision), to relatives with whom such children (applying for or receiving such aid) are living, in order to help such relatives attain self-support or self-care, or which are provided to maintain and strengthen family life for such children".

AID TO THE BLIND

SEC. 313. (a) The first sentence of section 1001 of the Social Security Act is amended to read: "For the purpose of enabling each State to furnish financial assistance, as far as practicable under the conditions in such State, to needy individuals who are blind and of encouraging each State, as far as practicable under such conditions, to help such individuals attain self-support or self-care, there is hereby authorized to be appropriated for each fiscal year a sum sufficient to carry out the purposes of this title."

42 USC 1201.

(b) Subsection (a) of section 1002 of such Act is amended by striking out "and" before clause (12) thereof, and by striking out the period at the end of such subsection and inserting in lieu thereof a semicolon and the following new clause: "and (13) provide a description of the services (if any) which the State agency makes available to applicants for and recipients of aid to the blind to help them attain self-support or self-care, including a description of the steps taken to assure, in the provision of such services, maximum utilization of other agencies providing similar or related services."

42 USC 1202.

(c) (1) Clauses (1) and (2) of section 1003 (a) of such Act are each amended by striking out ", which shall be used exclusively as aid to the blind,".

Ante, p. 847;
post, p. 853.

(2) Clause (3) of such section 1003 (a) is amended by striking out "which amount shall be used for paying the costs of administering the State plan or for aid to the blind, or both, and for no other purpose" and inserting in lieu thereof "including services which are provided by the staff of the State agency (or of the local agency administering the State plan in the political subdivision) to applicants for and recipients of aid to the blind to help them attain self-support or self-care".

AID TO THE PERMANENTLY AND TOTALLY DISABLED

SEC. 314. (a) The first sentence of section 1401 of the Social Security Act is amended to read: "For the purpose of enabling each State to furnish financial assistance, as far as practicable under the conditions in such State, to needy individuals eighteen years of age and older

42 USC 1351.

who are permanently and totally disabled and of encouraging each State, as far as practicable under such conditions, to help such individuals attain self-support or self-care, there is hereby authorized to be appropriated for each fiscal year a sum sufficient to carry out the purposes of this title."

42 USC 1352.

(b) Subsection (a) of section 1402 of such Act is amended by striking out "and" before clause (11) thereof, and by striking out the period at the end of such subsection and inserting in lieu thereof a semicolon and the following new clause: "and (12) provide a description of the services (if any) which the State agency makes available to applicants for and recipients of aid to the permanently and totally disabled to help them attain self-support or self-care, including a description of the steps taken to assure, in the provision of such services, maximum utilization of other agencies providing similar or related services."

Ante, p. 847;
post, p. 854.

(c) (1) Clauses (1) and (2) of section 1403 (a) of such Act are each amended by striking out "which shall be used exclusively as aid to the permanently and totally disabled,".

(2) Clause (3) of such section 1403 (a) is amended by striking out "which amount shall be used for paying the costs of administering the State plan or for aid to the permanently and totally disabled, or both, and for no other purpose" and inserting in lieu thereof "including services which are provided by the staff of the State agency (or of the local agency administering the State plan in the political subdivision) to applicants for and recipients of such aid to help them attain self-support or self-care".

EFFECTIVE DATE

SEC. 314. The amendments made by sections 311 (b), 312 (b), 313 (b), and 314 (b) shall become effective July 1, 1957.

PART III—EXTENSION OF AID TO DEPENDENT CHILDREN

ADDITIONAL RELATIVES

42 USC 606.

SEC. 321. Section 406 (a) of the Social Security Act is amended by striking out "or aunt" and inserting in lieu thereof "aunt, first cousin, nephew, or niece".

REQUIREMENT OF SCHOOL ATTENDANCE ELIMINATED

42 USC 606.

SEC. 322. Such section 406 (a) is further amended by striking out "child under the age of sixteen, or under the age of eighteen if found by the State agency to be regularly attending school," and inserting in lieu thereof "child under the age of eighteen".

EFFECTIVE DATE

SEC. 323. The amendments made by this part shall become effective July 1, 1957.

PART IV—RESEARCH AND TRAINING

COOPERATIVE RESEARCH OR DEMONSTRATION PROJECTS

42 USC 1301-
1307, 1309.

SEC. 331. Title XI of the Social Security Act is amended by adding at the end thereof the following new section:

"COOPERATIVE RESEARCH OR DEMONSTRATION PROJECTS

"SEC. 1110. (a) There are hereby authorized to be appropriated for the fiscal year ending June 30, 1957, \$5,000,000 and for each fiscal year thereafter such sums as the Congress may determine for (1) making grants to States and public and other nonprofit organizations and agencies for paying part of the cost of research or demonstration projects such as those relating to the prevention and reduction of dependency, or which will aid in effecting coordination of planning between private and public welfare agencies or which will help improve the administration and effectiveness of programs carried on or assisted under the Social Security Act and programs related thereto, and (2) making contracts or jointly financed cooperative arrangements with States and public and other nonprofit organizations and agencies for the conduct of research or demonstration projects relating to such matters.

Appropriation.

"(b) No contract or jointly financed cooperative arrangement shall be entered into, and no grant shall be made, under subsection (a), until the Secretary obtains the advice and recommendations of specialists who are competent to evaluate the proposed projects as to soundness of their design, the possibilities of securing productive results, the adequacy of resources to conduct the proposed research or demonstrations, and their relationship to other similar research or demonstrations already completed or in process.

"(c) Grants and payments under contracts or cooperative arrangements under subsection (a) may be made either in advance or by way of reimbursement, as may be determined by the Secretary; and shall be made in such installments and on such conditions as the Secretary finds necessary to carry out the purposes of this section."

TRAINING GRANTS

SEC. 332. Title VII of the Social Security Act is amended by adding after section 704 the following new section:

42 USC 902-904.

"TRAINING GRANTS FOR PUBLIC WELFARE PERSONNEL

"SEC. 705. (a) In order to assist in increasing the effectiveness and efficiency of administration of public assistance programs by increasing the number of adequately trained public welfare personnel available for work in public assistance programs, there are hereby authorized to be appropriated for the fiscal year ending June 30, 1958, the sum of \$5,000,000, and for each of the four succeeding fiscal years such sums as the Congress may determine.

"(b) From the sums appropriated pursuant to subsection (a), the Secretary shall make allotments to the States on the basis of (1) population, (2) relative need for trained public welfare personnel, particularly for personnel to provide self-support and self-care services, and (3) financial need.

"(c) From each State's allotment under subsection (b), the Secretary shall from time to time pay to such State 80 per centum of the total of its expenditures in carrying out the purposes of this section through (1) grants to public or other nonprofit institutions of higher learning for training personnel employed or preparing for employment in public assistance programs, (2) special courses of study or seminars of short duration conducted for such personnel by experts hired on a temporary basis for the purpose, and (3) establishing and maintaining, directly or through grants to such institutions, fellowships or traineeships for such personnel at such institutions, with such stipends and allowances as may be permitted under regulations of the Secretary.

"(d) Payments pursuant to subsection (c) shall be made in advance on the basis of estimates by the Secretary and adjustments may be made in future payments under this section to take account of overpayments or underpayments in amounts previously paid.

"(e) The amount of any allotment to a State under subsection (b) for any fiscal year which the State certifies to the Secretary will not be required for carrying out the purposes of this section in such State shall be available for reallocation from time to time, on such dates as the Secretary may fix, to other States which the Secretary determines have need in carrying out such purposes for sums in excess of those previously allotted to them under this section and will be able to use such excess amounts during such fiscal year; such reallocations to be made on the basis provided in subsection (b) for the initial allotments to the States. Any amount so reallocated to a State shall be deemed part of its allotment under such subsection."

42 USC 1301.

SEC. 333. Section 1101 (a) (1) of the Social Security Act is amended by striking out "titles I, IV, V, X, and XIV" and inserting in lieu thereof "titles I, IV, V, VII, X, and XIV".

PART V—AMENDMENTS TO MATCHING FORMULAS

AMENDMENT TO MATCHING FORMULA FOR OLD-AGE ASSISTANCE

Ante, p. 848.

SEC. 341. Section 3 (a) of the Social Security Act is amended to read as follows:

"(a) From the sums appropriated therefor, the Secretary of the Treasury shall pay to each State which has an approved plan for old-age assistance, for each quarter, beginning with the quarter commencing October 1, 1956, (1) in the case of any State other than Puerto Rico and the Virgin Islands, an amount equal to the sum of the following proportions of the total amounts expended during such quarter as old-age assistance under the State plan, not counting so much of such expenditure with respect to any individual for any month as exceeds \$60—

"(A) four-fifths of such expenditures, not counting so much of any expenditure with respect to any month as exceeds the product of \$30 multiplied by the total number of such individuals who received old-age assistance for such month; plus

"(B) one-half of the amount by which such expenditures exceed the maximum which may be counted under clause (A); and (2) in the case of Puerto Rico and the Virgin Islands, an amount, which shall be used exclusively as old-age assistance, equal to one-half of the total of the sums expended during such quarter as old-age assistance under the State plan, not counting so much of such expenditure with respect to any individual for any month as exceeds \$30, and (3) in the case of any State, an amount equal to one-half of the total of the sums expended during such quarter as found necessary by the Secretary of Health, Education, and Welfare for the proper and efficient administration of the State plan, including services which are provided by the staff of the State agency (or of the local agency administering the State plan in the political subdivision) to applicants for and recipients of old-age assistance to help them attain self-care."

AMENDMENT TO MATCHING FORMULA FOR AID TO DEPENDENT CHILDREN

Ante, p. 849;
post, p. 854.

SEC. 342. Section 403 (a) of the Social Security Act is amended to read as follows:

"(a) From the sums appropriated therefor, the Secretary of the Treasury shall pay to each State which has an approved plan for aid to dependent children, for each quarter, beginning with the quarter

commencing October 1, 1956, (1) in the case of any State other than Puerto Rico and the Virgin Islands, an amount equal to the sum of the following proportions of the total amounts expended during such quarter as aid to dependent children under the State plan, not counting so much of such expenditure with respect to any dependent child for any month as exceeds \$32, or if there is more than one dependent child in the same home, as exceeds \$32 with respect to one such dependent child and \$23 with respect to each of the other dependent children, and not counting so much of such expenditure for any month with respect to a relative with whom any dependent child is living as exceeds \$32—

“(A) fourteen-seventeenths of such expenditures, not counting so much of the expenditures with respect to any month as exceeds the product of \$17 multiplied by the total number of dependent children and other individuals with respect to whom aid to dependent children is paid for such month; plus

“(B) one-half of the amount by which such expenditures exceed the maximum which may be counted under clause (A); and (2) in the case of Puerto Rico and the Virgin Islands, an amount equal to one-half of the total of the sums expended during such quarter as aid to dependent children under the State plan, not counting so much of such expenditure with respect to any dependent child for any month as exceeds \$18, or if there is more than one dependent child in the same home, as exceeds \$18 with respect to one such dependent child and \$12 with respect to each of the other dependent children, and not counting so much of such expenditure for any month with respect to a relative with whom any dependent child is living as exceeds \$18; and (3) in the case of any State, an amount equal to one-half of the total of the sums expended during such quarter as found necessary by the Secretary of Health, Education, and Welfare for the proper and efficient administration of the State plan, including services which are provided by the staff of the State agency (or of the local agency administering the State plan in the political subdivision) to relatives with whom such children (applying for or receiving such aid) are living, in order to help such relatives attain self-support or self-care, or which are provided to maintain and strengthen family life for such children.”

AMENDMENT TO MATCHING FORMULA FOR AID TO THE BLIND

SEC. 343. Section 1003 (a) of the Social Security Act is amended to read as follows: *Ante*, pp. 847, 849.

“(a) From the sums appropriated therefor, the Secretary of the Treasury shall pay to each State which has an approved plan for aid to the blind for each quarter, beginning with the quarter commencing October 1, 1956, (1) in the case of any State other than Puerto Rico and the Virgin Islands, an amount equal to the sum of the following proportions of the total amounts expended during such quarter as aid to the blind under the State plan, not counting so much of such expenditure with respect to any individual for any month as exceeds \$60—

“(A) four-fifths of such expenditures, not counting so much of any expenditure with respect to any month as exceeds the product of \$30 multiplied by the total number of such individuals who received aid to the blind for such month; plus

“(B) one-half of the amount by which such expenditures exceed the maximum which may be counted under clause (A); and (2) in the case of Puerto Rico and the Virgin Islands, an amount equal to one-half of the total of the sums expended during such quar-

ter as aid to the blind under the State plan, not counting so much of such expenditure with respect to any individual for any month as exceeds \$30; and (3) in the case of any State, an amount equal to one-half of the total of the sums expended during such quarter as found necessary by the Secretary of Health, Education, and Welfare for the proper and efficient administration of the State plan, including services which are provided by the staff of the State agency (or of the local agency administering the State plan in the political subdivision) to applicants for and recipients of aid to the blind to help them attain self-support or self-care."

AMENDMENT TO MATCHING FORMULA FOR AID TO THE PERMANENTLY AND TOTALLY DISABLED

Ante, pp. 847, 850.

SEC. 344. Section 1403 (a) of the Social Security Act is amended to read as follows:

"(a) From the sums appropriated therefor, the Secretary of the Treasury shall pay to each State which has an approved plan for aid to the permanently and totally disabled, for each quarter, beginning with the quarter commencing October 1, 1956, (1) in the case of any State other than Puerto Rico and the Virgin Islands, an amount equal to the sum of the following proportions of the total amounts expended during such quarter as aid to the permanently and totally disabled under the State plan, not counting so much of such expenditure with respect to any individual for any month as exceeds \$60—

"(A) four-fifths of such expenditures, not counting so much of any expenditure with respect to any month as exceeds the product of \$30 multiplied by the total number of such individuals who received aid to the permanently and totally disabled for such month; plus

"(B) one-half of the amount by which such expenditures exceed the maximum which may be counted under clause (A); and (2) in the case of Puerto Rico and the Virgin Islands, an amount equal to one-half of the total of the sums expended during such quarter as aid to the permanently and totally disabled under the State plan, not counting so much of such expenditure with respect to any individual for any month as exceeds \$30; and (3) in the case of any State, an amount equal to one-half of the total of the sums expended during such quarter as found necessary by the Secretary of Health, Education, and Welfare for the proper and efficient administration of the State plan, including services which are provided by the staff of the State agency (or of the local agency administering the State plan in the political subdivision) to applicants for and recipients of such aid to help them attain self-support or self-care."

EFFECTIVE DATE

SEC. 345. The amendments made by this part shall be effective for the period beginning October 1, 1956, and ending with the close of June 30, 1959, and after such amendments cease to be in effect any provision of law amended thereby shall be in full force and effect as though this part had not been enacted.

PART VI—MISCELLANEOUS ASSISTANCE AMENDMENTS

AID TO DEPENDENT CHILDREN IN PUERTO RICO AND THE VIRGIN ISLANDS

Ante, pp. 849, 852.

SEC. 351. (a) Clause (2) of subsection (a) of section 403 of the Social Security Act is amended by inserting immediately before the

semicolon the following: “, and not counting so much of such expenditure for any month with respect to a relative with whom any dependent child is living as exceeds \$18”.

(b) Subsection (b) of section 406 of such Act is amended by striking out “(except when used in clause (2) of section 403 (a))”.

42 USC 606.

(c) Section 1108 of such Act is amended by striking out “\$4,250,000” and inserting in lieu thereof “\$5,312,500”, and by striking out “\$160,000” and inserting in lieu thereof “\$200,000”.

42 USC 1308.

(d) The amendments made by this section shall be effective with respect to the fiscal year ending June 30, 1957, and all succeeding fiscal years.

Effective years.

TITLE IV—MISCELLANEOUS PROVISIONS

SERVICE FOR CERTAIN TAX-EXEMPT ORGANIZATIONS PRIOR TO ENACTMENT OF THIS ACT

SEC. 401. Section 403 of the Social Security Amendments of 1954 is amended to read as follows:

68 Stat. 1098.
26 USC app.
1426 note.

“SERVICE FOR CERTAIN TAX-EXEMPT ORGANIZATIONS PRIOR TO ENACTMENT OF THE SOCIAL SECURITY AMENDMENTS OF 1956

“SEC. 403. (a) In any case in which—

“(1) an individual has been employed, at any time subsequent to 1950 and prior to the enactment of the Social Security Amendments of 1956, by an organization which is described in section 501 (c) (3) of the Internal Revenue Code of 1954 and which is exempt from income tax under section 501 (a) of such Code but which has failed to file prior to the enactment of the Social Security Amendments of 1956 a valid waiver certificate under section 1426 (1) (1) of the Internal Revenue Code of 1939 or section 3121 (k) (1) of the Internal Revenue Code of 1954;

26 USC 501.

“(2) the service performed by such individual as an employee of such organization during the period subsequent to 1950 and prior to 1957 would have constituted employment (as defined in section 210 of the Social Security Act and section 1426 (b) of the Internal Revenue Code of 1939 or section 3121 (b) of the Internal Revenue Code of 1954, as the case may be, at the time such service was performed) if such organization had filed prior to the performance of such service such a certificate accompanied by a list of the signatures of employees who concurred in the filing of such certificate and such individual's signature had appeared on such list;

Ante, p. 843.

“(3) the taxes imposed by sections 1400 and 1410 of the Internal Revenue Code of 1939 or sections 3101 and 3111 of the Internal Revenue Code of 1954, as the case may be, have been paid with respect to any part of the remuneration paid to such individual by such organization for such service;

Ante, p. 824.

“(4) part of such taxes have been paid prior to the enactment of the Social Security Amendments of 1956;

Ante, pp. 839, 840.

“(5) so much of such taxes as have been paid prior to the enactment of the Social Security Amendments of 1956 have been paid by such organization in good faith and upon the assumption that a valid waiver certificate had been filed by it under section 1426 (1) (1) of the Internal Revenue Code of 1939 or section 3121 (k) (1) of the Internal Revenue Code of 1954, as the case may be; and

Ante, p. 845.

Ante, p. 843.

26 USC 3101-
3125.
Ante, pp. 824,
839-841, 843, 845.
Ante, pp. 824,
828, 839.
Ante, pp. 839,
840.

“(6) no refund of such taxes has been obtained, the amount of such remuneration with respect to which such taxes have been paid shall, upon the request of such individual (filed in such form and manner, and with such official, as may be prescribed by regulations under chapter 21 of the Internal Revenue Code of 1954), be deemed to constitute remuneration for employment as defined in section 210 of the Social Security Act and section 1426 (b) of the Internal Revenue Code of 1939 or section 3121 (b) of the Internal Revenue Code of 1954, as the case may be.

“(b) In any case in which—

Ante, p. 843.

“(1) an individual has been employed, at any time subsequent to 1950 and prior to the enactment of the Social Security Amendments of 1956, by an organization which has filed a valid waiver certificate under section 1426 (1) (1) of the Internal Revenue Code of 1939 or section 3121 (k) (1) of the Internal Revenue Code of 1954;

“(2) the service performed by such individual during the time he was so employed would have constituted employment (as defined in section 210 of the Social Security Act and section 1426 (b) of the Internal Revenue Code of 1939 or section 3121 (b) of the Internal Revenue Code of 1954, as the case may be, at the time such service was performed) if such individual's signature had appeared on the list of signatures of employees who concurred in the filing of such certificate;

Ante, p. 845.

“(3) the taxes imposed by sections 1400 and 1410 of the Internal Revenue Code of 1939 or sections 3101 and 3111 of the Internal Revenue Code of 1954, as the case may be, have been paid prior to the enactment of the Social Security Amendments of 1956 with respect to any part of the remuneration paid to such individual by such organization for such service; and

“(4) no refund of such taxes has been obtained, the amount of such remuneration with respect to which such taxes have been paid shall, upon the request of such individual (filed on or before January 1, 1959, and in such form and manner, and with such official, as may be prescribed by regulations made under chapter 21 of the Internal Revenue Code of 1954), be deemed to constitute remuneration for employment as defined in section 210 of the Social Security Act and section 1426 (b) of the Internal Revenue Code of 1939 or section 3121 (b) of the Internal Revenue Code of 1954, as the case may be, and such individual shall be deemed to have concurred in the filing of the waiver certificate filed by such organization under section 1426 (1) (1) of the Internal Revenue Code of 1939 or section 3121 (k) (1) of the Internal Revenue Code of 1954.”

AMENDMENT RELATING TO MATERNAL AND CHILD WELFARE SERVICES

42 USC 721,

SEC. 402. The first sentence of subsection (a) of section 521 of the Social Security Act is amended by striking out “for each fiscal year, beginning with the fiscal year ending June 30, 1936, the sum of \$10,000,000” and inserting in lieu thereof “for each fiscal year, beginning with the fiscal year ending June 30, 1958, the sum of \$12,000,000”.

EFFECTIVE DATE

SEC. 403. The amendment made by section 402 shall be effective with respect to fiscal years beginning after June 30, 1957.

Approved August 1, 1956.

Public Law 881

CHAPTER 837

AN ACT

To provide benefits for the survivors of servicemen and veterans, and for other purposes.

August 1, 1956
[H. R. 7089]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Servicemen's and
Veterans' Survi-
vor Benefits Act.

TITLE I—SHORT TITLE AND DEFINITIONS

SHORT TITLE

SEC. 101. This Act, divided into titles and sections according to the following table of contents, may be cited as the "Servicemen's and Veterans' Survivor Benefits Act".

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DEFINITIONS

SEC. 102. For the purposes of this Act—

“Administrator”.

(1) “Administrator” means the Administrator of Veterans’ Affairs.

“Member of a uniformed service”.

(2) “Member of a uniformed service” means a person appointed, enlisted, or inducted in a component of the Army, Navy, Air Force, Marine Corps, or Coast Guard (including a reserve component of a uniformed service), or in one of those services without specification of component, or as a commissioned officer of the Coast and Geodetic Survey or the Regular or Reserve Corps of the Public Health Service, and any person serving in the Army or Air Force under call or conscription. The term includes—

(A) a retired member of any of those services;

(B) a member of the Fleet Reserve or Fleet Marine Corps Reserve;

(C) a cadet at the United States Military Academy, a midshipman at the United States Naval Academy, and a cadet at the United States Coast Guard Academy or United States Air Force Academy;

(D) a member of the Reserve Officers’ Training Corps, the Naval Reserve Officers’ Training Corps, or the Air Force Reserve Officers’ Training Corps, when ordered to annual training duty for fourteen days or more, and while performing authorized travel to and from that duty; and

(E) any person while en route to or from, or at, a place for final acceptance or for entry upon active duty in the military or naval service—

(i) who has been provisionally accepted for such duty; or

(ii) who, under the Universal Military Training and Service Act, has been selected for active military or naval service;

and has been ordered or directed to proceed to such place.

The term does not include a temporary member of the Coast Guard Reserve.

“Reserve component of a uniformed service”.

(3) “Reserve component of a uniformed service” means—

(A) The Army Reserve;

(B) The Naval Reserve;

(C) The Marine Corps Reserve;

(D) The Air Force Reserve;

(E) The Coast Guard Reserve;

(F) The Reserve Corps of the Public Health Service;

(G) The National Guard of the United States;

(H) The Air National Guard of the United States.

“Active duty”.

(4) “Active duty” means (A) full-time duty performed by a member of a uniformed service in the active military or naval service, other than active duty for training, (B) full-time duty as a commissioned officer in the Coast and Geodetic Survey, or in the Regular Corps of the Public Health Service, or in the Reserve

Corps of the Public Health Service (other than for training purposes), (C) service as a cadet at the United States Military, Air Force, or Coast Guard Academy, or as a midshipman at the United States Naval Academy, and (D) authorized travel to or from such duty or service.

(5) "Active duty for training" means (A) full-time duty performed by a member of a reserve component of a uniformed service in the active military or naval service of the United States for training purposes, (B) full-time duty as a commissioned officer in the Reserve Corps of the Public Health Service for training purposes, (C) annual training duty performed for a period of fourteen days or more by a member of the Reserve Officers' Training Corps, the Naval Reserve Officers' Training Corps, or the Air Force Reserve Officers' Training Corps, and (D) authorized travel to or from such duty. The term does not include duty performed as a temporary member of the Coast Guard Reserve.

"Active duty for training".

(6) (A) "Inactive duty training" means any of the training, instruction, duty, appropriate duties, or equivalent training, instruction, duty, appropriate duties, or hazardous duty, performed with or without compensation by a member of a reserve component of a uniformed service, prescribed by the appropriate Secretary pursuant to section 501 of the Career Compensation Act of 1949 or any other provision of law. The term does not include (1) work or study performed by a member of a reserve component of a uniformed service in connection with correspondence courses of the Army, Navy, Air Force, Marine Corps, Coast Guard, or Public Health Service, (2) attendance at an educational institution in an inactive status under the sponsorship of the Army, Navy, Air Force, Marine Corps, Coast Guard, or Public Health Service, or (3) duty performed as a temporary member of the Coast Guard Reserve.

"Inactive duty training".

63 Stat. 825.
37 USC 301.

(B) Any member of a reserve component of a uniformed service—

(i) who, when authorized or required by competent authority, assumes an obligation to perform active duty for training or inactive duty training; and

(ii) who dies from an injury incurred on or after January 1, 1957, by him while proceeding directly to or returning directly from such active duty for training or inactive duty training, as the case may be;

shall be deemed to have been on active duty for training or inactive duty training, as the case may be, and entitled to basic pay at the time such injury was incurred. For purposes of title III, except section 303, the Secretary concerned, and for purposes of title II and section 303, the Administrator, shall determine whether such member of a reserve component of a uniformed service was so authorized or required to perform such duty, and whether he died from injury so incurred. In making such determinations, the Secretary concerned or the Administrator, as the case may be, shall take into consideration the hour on which the member of a reserve component of a uniformed service began to so proceed or so return; the hour on which he was scheduled to arrive for, or on which he ceased to perform, such duty; the method of travel employed; his itinerary; the manner in which the travel was performed; and the immediate cause of death. Whenever any claim is filed alleging that the claimant is entitled to benefits by reason of this subparagraph, the burden of proof shall be upon the claimant.

Post, p. 868.
Post, p. 862.

39 Stat. 206-211,
32 USC 62-65,
144-146, 183.

Post, p. 869,
"Child"; "Parent",
Post, p. 884,
"Widow".

(C) A member of the National Guard or Air National Guard of the several States, Territories, or the District of Columbia, when performing training or duty under sections 92, 94, 97, 99, or 113 of the National Defense Act of June 3, 1916, as amended, shall, for the purpose of benefits provided herein, be considered a "member of a reserve component of a uniformed service", and training or duty performed by such a member under those sections of that Act shall be considered "active duty for training", or "inactive duty training" as appropriate.

(7) Except for purposes of title IV, the terms "child" and "parent" have the meanings assigned to them by Veterans Regulation Numbered 10, as amended.

(8) Except for purposes of title IV, the term "widow" means a woman who was married to a person—

(A) before the expiration of fifteen years after the termination of the period of active duty, active duty for training, or inactive duty training, in which the injury or disease causing the death of such person was incurred or aggravated; or

(B) for five or more years; or

(C) for any period of time if a child was born of the marriage.

(9) "Secretary concerned" means—

(A) The Secretary of the Army with respect to the Army;

(B) The Secretary of the Navy with respect to the Navy and Marine Corps;

(C) The Secretary of the Air Force with respect to the Air Force;

(D) The Secretary of the Treasury with respect to the Coast Guard;

(E) The Secretary of Commerce with respect to the Coast and Geodetic Survey; and

(F) The Secretary of Health, Education, and Welfare with respect to the Public Health Service.

"Basic pay".

63 Stat. 805, 828,
37 USC 232, 308.

(10) (A) "Basic pay" means the monthly pay prescribed by section 201 (a), 201 (e), 201 (f), or 508 of the Career Compensation Act of 1949, as may be appropriate, for a member of a uniformed service on active duty.

(B) The pay received by members of the Reserve Officers' Training Corps, the Naval Reserve Officers' Training Corps, and the Air Force Reserve Officers' Training Corps during periods of annual training duty of fourteen days or more shall be considered to be "basic pay", and the rank and years of service of such members shall be a rank (and years of service) comparable to the pay grade and years of service to which their pay is related.

Post, p. 862.

(11) (A) With respect to a member of a uniformed service who died while on active duty, active duty for training, or inactive duty training, the term "basic pay" (for purposes of title II) means the basic pay (as defined in paragraph (10)) prescribed on January 1, 1957, or on the date of his death (whichever is the later date) for a member of a uniformed service on active duty of the same rank (with the same cumulative years of service for purposes of pay) as that of the deceased member of a uniformed service on the date of his death.

Post, p. 862.

(B) With respect to a deceased member or former member of a uniformed service who did not die on active duty, active duty for training, or inactive duty training, the term "basic pay" (for purposes of title II) means the basic pay (as defined in paragraph (10)) prescribed on January 1, 1957, or on the date of his death

(whichever is the later date) for a member of a uniformed service on active duty of the same rank (with the same cumulative years of service for purposes of pay) as that of the deceased member or former member of a uniformed service on the date of his last discharge or release from active duty under conditions other than dishonorable; however, if his death results from disease or injury incurred or aggravated while on active duty for training, or from injury incurred or aggravated while on inactive duty training, after such last discharge or release from active duty, his rank and years of service for purposes of pay shall be those held by him on the date of his discharge or release from the period of active duty for training or inactive duty training in which such injury or disease was incurred or aggravated.

(C) With respect to a deceased person who is not a member or former member of a uniformed service, but who had a compensable status on the date of his death under laws administered by the Veterans' Administration, the head of the department under which such person performed the services by which he obtained a compensable status shall determine a pay grade for such person under section 201 (a) of the Career Compensation Act of 1949, as amended, and a rate of pay within that pay grade (taking into consideration his duties, responsibilities, and years of service). His "basic pay" shall be that prescribed on January 1, 1957, or the date of his death, whichever is the later date, under such section 201 (a) for the pay grade and rate of pay so determined. For the purposes of title II of this Act, only, such persons shall be deemed to have been on active duty during the period of service by which they obtained a compensable status.

37 USC 232.

Post, p. 862.

(D) Whenever basic pay prescribed by section 201 (a), 201 (e), 201 (f), or 508 of the Career Compensation Act of 1949 is increased or decreased, "basic pay" determined pursuant to this paragraph (11) shall increase or decrease accordingly.

37 USC 232, 308.

(E) Any person described in paragraph (2) (E) who suffers an injury or disease resulting in disability or death while en route to or from, or at, a place for final acceptance or entry upon active duty in the military or naval service shall be deemed to be on active duty when such incident occurs, and to be entitled to the basic pay of the pay grade which he would receive upon final acceptance or entry upon active duty in such service.

(F) The Secretary concerned shall, at the request of the Administrator, certify to him the basic pay considering rank or grade and cumulative years of service for pay purposes of deceased persons with respect to whose deaths applications for benefits are filed under title II of this Act. The certification of the Secretary concerned shall be binding upon the Administrator.

Post, p. 862.

(12) Where an individual is discharged or released on or after January 1, 1957, from a period of active duty, such individual shall be deemed to continue on active duty and to be entitled to basic pay (and any special or incentive pays) at the rate to which he was entitled on the day prior to his discharge or release from such duty, during the period of time immediately following the date of such discharge or release determined by the Secretary concerned to be required for him to proceed to his home by the most direct route, and in any event, until midnight of the date of such discharge or release.

TITLE II—DEPENDENCY AND INDEMNITY COMPENSATION

DEATHS ENTITLING SURVIVORS TO DEPENDENCY AND INDEMNITY COMPENSATION

SEC. 201. When any person dies on or after January 1, 1957—

- (1) from disease or injury incurred or aggravated in line of duty while on active duty or active duty for training;
 - (2) from injury incurred or aggravated in line of duty while on inactive duty training; or
 - (3) from a disability compensable under laws administered by the Veterans' Administration,
- the Administrator shall pay dependency and indemnity compensation under this title to his widow, children, and dependent parents upon application therefor.

DEPENDENCY AND INDEMNITY COMPENSATION TO A WIDOW

SEC. 202. (a) Dependency and indemnity compensation shall be paid under this title to a widow at a monthly rate equal to \$112 plus 12 per centum of the basic pay of her deceased husband.

(b) If there are two or more children of a deceased person who have not attained the age of eighteen, and the total of the monthly benefits to which the widow and children who have not attained the age of eighteen of such deceased person are or would, upon the filing of an application, be entitled under—

(1) section 405 of this Act,

(2) section 202 of the Social Security Act (after reduction under section 203 (a) of such Act but without regard to the deduction provisions of such section 203), on the basis of such deceased person's earnings, and

(3) section 5 of the Railroad Retirement Act of 1937 (after reduction under section 4 (i) and section 5 (h) of such Act), on the basis of such deceased person's earnings,

is less than the amount described in subsection (d), then the dependency and indemnity compensation paid monthly to the widow pursuant to subsection (a) of this section shall be increased by \$25 for each child who has not attained the age of eighteen in excess of one.

(c) The total of increases under subsection (b) shall, in any case, not exceed an amount equal to—

(1) the amount described in subsection (d), less

(2) the total of the monthly benefits to which such widow and such children who have not attained the age of eighteen are or would, upon the filing of an application, be entitled under—

(A) section 405 of this Act,

(B) section 202 of the Social Security Act (after reduction under section 203 (a) of such Act but without regard to the deduction provisions of such section 203), on the basis of the deceased person's earnings, and

(C) section 5 of the Railroad Retirement Act of 1937 (after reduction under section 4 (i) and section 5 (h) of such Act), on the basis of the deceased person's earnings.

(d) The amount referred to in subsections (b) and (c) (1) is an amount equal to the total of the monthly benefits to which a widow and two children of a deceased person would be entitled under section 202 of the Social Security Act if the deceased person's average monthly wage had been \$160 (after reduction under section 203 (a) of such Act but without regard to deduction provisions of such section 203).

49 Stat. 623.
42 USC 402, 403.
Post, pp. 871,
876.

50 Stat. 312; 65
Stat. 686.
45 USC 228e,
228c-1.

42 USC 402, 403.
Post, pp. 871,
876.

45 USC 228e.

42 USC 402, 403.
Post, pp. 871,
876.

(e) The amount determined under subsection (a) shall, after increase (if any) under subsection (b), be adjusted by the Administrator to the next higher dollar. The amount referred to in paragraph (2) (A) or (B) or paragraph (2) (C) of subsection (c) shall be determined by the Secretary of Health, Education, and Welfare, or the Railroad Retirement Board, as the case may be, and shall be certified to the Administrator upon his request.

DEPENDENCY AND INDEMNITY COMPENSATION TO CHILDREN

SEC. 203. (a) Whenever there is no widow of a deceased person entitled to dependency and indemnity compensation under this title, dependency and indemnity compensation shall be paid to the children of the deceased person at the following rates:

- (1) One child, \$70 per month.
- (2) Two children, \$100 per month.
- (3) Three children, \$130 per month.
- (4) More than three children, \$130 per month, plus \$25 per month for each child in excess of three.

(b) Dependency and indemnity compensation prescribed by this section shall be paid to eligible children in equal shares.

SUPPLEMENTAL DEPENDENCY AND INDEMNITY COMPENSATION TO CHILDREN

SEC. 204. (a) In the case of a child entitled to dependency and indemnity compensation who has attained the age of eighteen and who, while under such age, became permanently incapable of self-support, the dependency and indemnity compensation paid monthly to him shall be increased by \$25.

(b) If dependency and indemnity compensation is payable monthly to a woman as a "widow" and there is a child (of her deceased husband) who has attained the age of eighteen and who, while under such age, became permanently incapable of self-support, dependency and indemnity compensation shall be paid monthly to each such child, concurrently with the payment of dependency and indemnity compensation to the widow, in the amount of \$70.

(c) If dependency and indemnity compensation is payable monthly to a woman as a "widow" and there is a child (of her deceased husband) who has attained the age of eighteen and who, while under the age of twenty-one, is pursuing a course of instruction at an approved educational institution, dependency and indemnity compensation shall be paid monthly to each such child, concurrently with the payment of dependency and indemnity compensation to the widow, in the amount of \$35.

DEPENDENCY AND INDEMNITY COMPENSATION TO PARENTS

SEC. 205. (a) Dependency and indemnity compensation shall be paid monthly under this title to parents of a deceased person in the amounts prescribed by this section.

(b) Except as provided in subsection (d), if there is only one parent, dependency and indemnity compensation shall be paid to him

at a monthly rate equal to the amount under column II of the following table opposite his total annual income as shown in column I:

Column I		Column II
Total annual income		
More than—	Equal to or but less than—	
\$750	\$750	\$75.
\$1,000	\$1,000	\$60.
\$1,250	\$1,250	\$45.
\$1,500	\$1,500	\$30.
\$1,750	\$1,750	\$15.
	-----	No amount payable.

(c) Except as provided in subsection (d), if there are two parents, but they are not living together, dependency and indemnity compensation shall be paid to each at a monthly rate equal to the amount under column II of the following table opposite the total annual income of each as shown in column I:

Column I		Column II
Total annual income		
More than—	Equal to or but less than—	
\$750	\$750	\$50.
\$1,000	\$1,000	\$40.
\$1,250	\$1,250	\$30.
\$1,500	\$1,500	\$20.
\$1,750	\$1,750	\$10.
	-----	No amount payable.

(d) If there are two parents who are living together, or if a parent has remarried and is living with his spouse, dependency and indemnity compensation shall be paid to each such parent at a monthly rate equal to the amount under column II of the following table opposite the total combined annual income of the parents, or of the parent and his spouse, as the case may be, as shown in column I:

Column I		Column II
Total combined annual income		
More than—	Equal to or but less than—	
\$1,000	\$1,000	\$50.
\$1,350	\$1,350	\$40.
\$1,700	\$1,700	\$30.
\$2,050	\$2,050	\$20.
\$2,400	\$2,400	\$10.
	-----	No amount payable.

(e) The Administrator shall require as a condition of granting or continuing dependency and indemnity compensation to a parent that such parent file each year with him (on the form prescribed by him) a report showing the total income which such parent expects to receive in that year and the total income which such parent received in the preceding year. The parent or parents shall file with the Adminis-

trator a revised report whenever there is a material change in the estimated annual income.

(f) If the Administrator ascertains that there have been overpayments to a parent under this section, he shall deduct such overpayments (unless waived) from any future payments made to such parent under this section.

(g) (1) In determining income under this section, all payments of any kind or from any source shall be included, except—

(A) payments of the six-months' death gratuity;

(B) donations from public or private relief or welfare organizations;

(C) payments under this title;

(D) payments of death or disability compensation under any other law administered by the Veterans' Administration;

(E) lump-sum death payments under title II of the Social Security Act.

(2) The Administrator may provide by regulation for the exclusion from income under this section of amounts paid by a parent for unusual medical expenses.

49 Stat. 622,
42 USC 401-421.
Post, p. 869
et seq.

DEPENDENCY AND INDEMNITY COMPENSATION IN CASES OF PRIOR DEATHS

SEC. 206. (a) (1) Any person who, on or after December 31, 1956, is eligible as a widow or child for death compensation under any other law administered by the Veterans' Administration by reason of a death occurring on or before that date may receive dependency and indemnity compensation under this title upon application therefor, without regard to clause (1) of section 209 (c).

(2) Any person who, on or after December 31, 1956, is eligible as a parent, or, but for his annual income, would be eligible as a parent, for death compensation under any other law administered by the Veterans' Administration by reason of a death occurring on or before that date may receive dependency and indemnity compensation under this title upon application therefor, without regard to clause (1) of section 209 (c); however, the annual income limitations established by section 205 shall apply to each such parent.

(b) (1) Whenever the widow of a deceased person is granted dependency and indemnity compensation by reason of this section, payments to her and to the children of the deceased person shall thereafter be made under this title, and shall not thereafter be made to them by reason of the death of the deceased person under (A) any other law administered by the Veterans' Administration providing for the payment of compensation or pension or (B) the Federal Employees' Compensation Act.

63 Stat. 865.
5 USC 751 note.

(2) Whenever the child or parent of any deceased person is granted dependency and indemnity compensation by reason of this section, payments shall not thereafter be made to such child or parent by reason of the death of the deceased person under (A) any other law administered by the Veterans' Administration providing for the payment of compensation or pension or (B) the Federal Employees' Compensation Act.

5 USC 751 note.

(c) If children of a deceased person are receiving death compensation under any other law administered by the Veterans' Administration, and all such children have not applied for benefits under this title, (1) benefits paid to each such child under this title shall not exceed the amounts which would be paid if the application had been made by, or on behalf of, all such children, and (2) benefits paid to each child under any other law administered by the Veterans' Administration providing for the payment of death compensation or death pension, or under the Federal Employees' Compensation Act, shall

5 USC 751 note.

not exceed the amounts which would be paid to him if no such application had been made.

(d) If there are two parents of a deceased person eligible for benefits by reason of subsection (a), and an application for benefits under this title is not made by both parents, (1) benefits paid to the parent who applies therefor shall not exceed the amounts which would be paid to him if both parents had so applied, and (2) benefits paid to the other parent under any other law administered by the Veterans' Administration providing for the payment of death compensation, or under the Federal Employees' Compensation Act, shall not exceed the amounts which would be paid to him if no such application had been made.

5 USC 751 note.

Post, p. 886.

(e) (1) Except as provided in paragraphs (3) and (4), no person who, on January 1, 1957, is a principal or contingent beneficiary of any payments under the Servicemen's Indemnity Act of 1951 may receive any such payments based upon the death giving rise to such payments after he has been granted dependency and indemnity compensation by reason of this section. No principal or contingent beneficiary who assigns his interest in payments under the Servicemen's Indemnity Act of 1951 after June 28, 1956, may receive any payments under this title based upon the death giving rise to such payments until the portion of the indemnity so assigned is no longer payable to any person.

Post, p. 886.

(2) Where a beneficiary is barred from the receipt of payments under the Servicemen's Indemnity Act of 1951 by virtue of the first sentence of paragraph (1), no payments of the portion of indemnity in which such beneficiary had an interest shall be made to any other beneficiary.

Post, p. 886.

(3) In the case of a child who has applied for dependency and indemnity compensation pursuant to this section, and who is or becomes a beneficiary under the Servicemen's Indemnity Act of 1951 by reason of the death giving rise to his eligibility for dependency and indemnity compensation, the Administrator shall determine and pay to such child for each month, or part thereof, payments under this title or under such Act, whichever payment he determines to be the greater amount.

(4) Notwithstanding paragraph (2), where a child receives dependency and indemnity compensation under this title, and thereafter dies, the portion of servicemen's indemnity in which such child had an interest may be paid (subject to paragraph (3)) to another child of the person by reason of whose death such servicemen's indemnity was payable.

DETERMINATIONS BY THE VETERANS' ADMINISTRATION

SEC. 207. The standards and criteria for determining incurrence or aggravation of a disease or injury in line of duty under this title shall be those applicable under disability compensation laws administered by the Veterans' Administration.

DUPLICATION OF BENEFITS

SEC. 208. No person eligible for benefits under this title by reason of any death occurring on or after January 1, 1957, shall be eligible by reason of such death (1) for death compensation or death pension under any other law administered by the Veterans' Administration, or (2) for any payments under the Federal Employees' Compensation Act.

63 Stat. 865.
5 USC 751 note.

ADMINISTRATIVE PROVISIONS

SEC. 209. (a) This title shall be administered by the Administrator. Except as otherwise provided in this Act, the administrative, definitive, and regulatory provisions under Public, Numbered 2, Seventy-third Congress, as amended, shall be for application under this title. Dependency and indemnity compensation which is otherwise payable to a child shall commence effective the date on which the child's entitlement arose if application is filed within one year from that date; otherwise from the date of filing application.

48 Stat. 8.
38 USC 701-721.

(b) Payment of benefits under this title by reason of any application filed with respect to a death which occurred before January 1, 1957, shall become effective as of the date such application is filed; however, payment of such benefits by reason of any such application shall become effective as of January 1, 1957—

(1) if the application is filed on or before July 1, 1957; or

(2) if the application is filed within one year after the date of such death.

(c) Dependency and indemnity compensation shall not be paid under this title to the widow, children, or parents of any deceased person unless the deceased person (1) was discharged or released under conditions other than dishonorable from the period of active duty, active duty for training, or inactive duty training in which the disability was incurred, or (2) died while on active duty, active duty for training, or inactive duty training.

(d) If a child receives or there is paid on account of a child dependency and indemnity compensation, or death compensation under any other law administered by the Veterans' Administration, by reason of the death of a parent, dependency and indemnity compensation by reason of the death of another parent in the same parental line may not be paid to or on account of such child.

(e) No dependency and indemnity compensation shall be paid under this title to any woman as a "widow" unless she continuously cohabited with her husband from the date of marriage to the date of death except where there was a separation which was due to the misconduct of or procured by the husband without fault on her part. Payments of dependency and indemnity compensation shall not be made by reason of the death of her husband to any woman as his "widow" for any period after she has remarried, unless the purported remarriage is void.

(f) There shall be no recovery of overpayments under this title from any person who, in the judgment of the Administrator, is without fault on his part if, in the judgment of the Administrator, such a recovery would defeat the purpose of the benefits payable under this title or would be against equity and good conscience. No disbursing or certifying officer shall be held liable for any amount paid to any person where the recovery of such amount from the payee is waived under this subsection.

EXEMPTION FROM TAXATION AND CLAIMS OF CREDITORS

SEC. 210. Payments of dependency and indemnity compensation due or to become due under this title shall not be assignable, shall be exempt from taxation, shall be exempt from the claims of creditors, including any claim of the United States (except as provided in section 3 of the Act of August 12, 1935 (38 U. S. C., sec. 454a)), and shall not be subject to attachment, levy, or seizure by or under any legal or equitable process whatever either before or after receipt by the payee. Notwithstanding the foregoing provisions of this section,

49 Stat. 609.

68A Stat. 783.
26 USC 6331-
6344.

payments of dependency and indemnity compensation due or to become due under this title shall not be exempt from levy under the provisions of subchapter D of chapter 64 of the Internal Revenue Code of 1954, relating to seizure of property for collection of taxes.

TITLE III—DEATH GRATUITY

DEATHS ENTITLING SURVIVORS TO DEATH GRATUITY

SEC. 301. (a) Except as provided in section 304 (a), the Secretary concerned shall have a death gratuity paid immediately upon official notification of the death of a member of a uniformed service under his jurisdiction who dies while on active duty, active duty for training, or inactive duty training.

(b) The death gratuity shall equal six months' basic pay (plus special and incentive pays) at the rate to which the deceased member of a uniformed service was entitled on the date of his death, but shall not be less than \$800 nor more than \$3,000.

(c) The death gratuity shall be paid to or for the living survivor or survivors of the deceased member of a uniformed service first listed below:

- (1) His spouse.
- (2) His children (without regard to their age or marital status) in equal shares.
- (3) His parents or his brothers or sisters (including those of the half blood and those through adoption), when designated by him.
- (4) His parents in equal shares.
- (5) His brothers and sisters (including those of the half blood and those through adoption) in equal shares.

(d) If a survivor dies before he receives the amount to which he is entitled under this title, such amount shall be paid to the then living survivor or survivors first listed under subsection (c).

IMMEDIATE PAYMENT OF DEATH GRATUITY

SEC. 302. In order that payments under section 301 may be made immediately, the Secretary concerned (1) shall authorize the commanding officers of military or naval commands, installations, or districts, in which survivors of deceased members of the Army, Navy, Air Force, Marine Corps, or Coast Guard are residing, to determine the survivors eligible to receive the death gratuity, and (2) shall authorize the disbursing or certifying officer of each such command, installation, or district to make the payments to the survivors so determined, or certify the payments due to such survivors, as may be appropriate.

DEATH GRATUITY COVERAGE AFTER ACTIVE SERVICE

SEC. 303. (a) The Secretary concerned shall have a death gratuity paid in any case where a member or former member of a uniformed service dies on or after January 1, 1957, during the one hundred and twenty-day period which begins on the day following the date of his discharge or release from active duty, active duty for training, or inactive duty training, if the Administrator determines that the death resulted—

- (1) from disease or injury incurred or aggravated while on such active duty or active duty for training; or
- (2) from injury incurred or aggravated while on such inactive duty training.

(b) Whenever the Administrator determines, on the basis of a claim for benefits filed with him under title II of this Act, that a death occurred under the circumstances referred to in subsection (a), he shall certify that fact to the Secretary concerned; in all other cases, he shall make the determination referred to in that subsection at the request of the Secretary concerned.

Ante, p. 862.

(c) The standards, criteria, and procedures for determining incurrence or aggravation of a disease or injury under this section shall (except for line of duty) be those applicable under disability compensation laws administered by the Veterans' Administration.

(d) For purposes of computing the amount of the death gratuity to be paid by reason of this section, the deceased person shall be deemed to be entitled on the date of his death to basic pay (plus special and incentive pays) at the rate to which he was entitled on the last day he performed such active duty, active duty for training, or inactive duty training.

(e) No amounts shall be paid by reason of this section unless the Administrator determines that the deceased person was discharged or released under conditions other than dishonorable from such period of active duty, active duty for training, or inactive duty training.

ADMINISTRATIVE PROVISIONS

SEC. 304. (a) No payment shall be made under this title if the deceased member of a uniformed service suffered death as a result of lawful punishment for crime or for a military or naval offense, except when death was so inflicted by any hostile force with which the Armed Forces of the United States have engaged in armed conflict.

(b) Payments under this title shall be made from appropriations available for the pay of members of the uniformed service concerned.

(c) A member of a reserve component of a uniformed service who performs active duty, active duty for training, or inactive duty training, without pay, shall, for the purposes of this title only, be considered as having been entitled to basic pay while performing such duties. In the case of a member of a reserve component of a uniformed service who suffers disability while on active duty, active duty for training, or inactive duty training, and is placed in a pay status while he is receiving hospitalization or medical care (including out-patient care) for such disability, he shall be deemed, for the purposes of this title, to continue on active duty, active duty for training, or inactive duty training, as the case may be, for so long as he remains in a pay status.

(d) For purposes of this title, a man or woman shall be considered to be the spouse of a member of a uniformed service if legally married to the member of a uniformed service at the time of the member's death.

Spouse.

TITLE IV—OLD-AGE AND SURVIVORS INSURANCE

PART A—PROVISIONS RELATING TO TITLE II OF THE SOCIAL SECURITY ACT

DEFINITION OF WAGES

SEC. 401. Section 209 of the Social Security Act is amended by adding at the end thereof the following new paragraph:

64 Stat. 492.
42 USC 409.

"For purposes of this title, in the case of an individual performing service, as a member of a uniformed service, to which the provisions of section 210 (m) (1) are applicable, the term 'wages' shall, subject to the provisions of subsection (a) of this section, include as such

Post, p. 870.

Ante, p. 858.

individual's remuneration for such service only his basic pay as described in section 102 (10) of the Servicemen's and Veterans' Survivor Benefits Act."

DEFINITION OF EMPLOYMENT

42 USC 410.

SEC. 402. (a) Section 210 of the Social Security Act is amended by adding at the end thereof the following new subsections:

"Service in the Uniformed Services

"(m) (1) Except as provided in paragraph (4), the term 'employment' shall, notwithstanding the provisions of subsection (a) of this section, include service performed after December 1956 by an individual as a member of a uniformed service on active duty; but such term shall not include any such service which is performed while on leave without pay.

"(2) The term 'active duty' means 'active duty' as described in section 102 of the Servicemen's and Veterans' Survivor Benefits Act, except that it shall also include 'active duty for training' as described in such section.

"(3) The term 'inactive duty training' means 'inactive duty training' as described in such section 102.

Post, p. 876.

Post, p. 876.

"(4) (A) Paragraph (1) of this subsection shall not apply in the case of any service, performed by an individual as a member of a uniformed service, which is creditable under section 4 of the Railroad Retirement Act of 1937. The Railroad Retirement Board shall notify the Secretary of Health, Education, and Welfare, as provided in section 4 (p) (2) of that Act, with respect to all such service which is so creditable.

"(B) In any case where benefits under this title are already payable on the basis of such individual's wages and self-employment income at the time such notification (with respect to such individual) is received by the Secretary, the Secretary shall certify no further benefits for payment under this title on the basis of such individual's wages and self-employment income, or shall recompute the amount of any further benefits payable on the basis of such wages and self-employment income, as may be required as a consequence of subparagraph (A) of this paragraph. No payment of a benefit to any person on the basis of such individual's wages and self-employment income, certified by the Secretary prior to the end of the month in which he receives such notification from the Railroad Retirement Board, shall be deemed by reason of this subparagraph to have been an erroneous payment or a payment to which such person was not entitled. The Secretary shall, as soon as possible after the receipt of such notification from the Railroad Retirement Board, advise such Board whether or not any such benefit will be reduced or terminated by reason of subparagraph (A), and if any such benefit will be so reduced or terminated, specify the first month with respect to which such reduction or termination will be effective.

"Member of a Uniformed Service

Ante, p. 858.

"(n) The term 'member of a uniformed service' means any person appointed, enlisted, or inducted in a component of the Army, Navy, Air Force, Marine Corps, or Coast Guard (including a reserve component of a uniformed service as defined in section 102 (3) of the Servicemen's and Veterans' Survivor Benefits Act), or in one of those services without specification of component, or as a commissioned officer of the Coast and Geodetic Survey or the Regular or Reserve Corps of the Public Health Service, and any person serving in the

Army or Air Force under call or conscription. The term includes—

- “(1) a retired member of any of those services;
- “(2) a member of the Fleet Reserve or Fleet Marine Corps Reserve;
- “(3) a cadet at the United States Military Academy, a midshipman at the United States Naval Academy, and a cadet at the United States Coast Guard Academy or United States Air Force Academy;
- “(4) a member of the Reserve Officers’ Training Corps, the Naval Reserve Officers’ Training Corps, or the Air Force Reserve Officers’ Training Corps, when ordered to annual training duty for fourteen days or more, and while performing authorized travel to and from that duty; and
- “(5) any person while en route to or from, or at, a place for final acceptance or for entry upon active duty in the military or naval service—
 - “(A) who has been provisionally accepted for such duty;
 - or
 - “(B) who, under the Universal Military Training and Service Act, has been selected for active military or naval service;

and has been ordered or directed to proceed to such place.

The term does not include a temporary member of the Coast Guard Reserve.”

(b) The first sentence of section 205 (p) (1) of such Act is amended by inserting “including service, performed as a member of a uniformed service, to which the provisions of subsection (m) (1) of such section are applicable,” immediately after “in the employ of any instrumentality which is wholly owned by the United States,”.

42 USC 405.

LUMP-SUM DEATH PAYMENTS FOR REINTERMENT OF DECEASED VETERANS

SEC. 403. (a) The fourth sentence of section 202 (i) of the Social Security Act is amended to read as follows: “In the case of any individual who died outside the forty-eight States and the District of Columbia after December 1953 and before January 1, 1957, whose death occurred while he was in the active military or naval service of the United States, and who is returned to any of such States, the District of Columbia, Alaska, Hawaii, Puerto Rico, or the Virgin Islands for interment or reinterment, the provisions of the preceding sentence shall not prevent payment to any person under the second sentence of this subsection if application for a lump-sum death payment with respect to such deceased individual is filed by or on behalf of such person (whether or not legally competent) prior to the expiration of two years after the date of such interment or reinterment. In the case of any individual who died outside the forty-eight States and the District of Columbia after December 1956 while he was performing service, as a member of a uniformed service, to which the provisions of section 210 (m) (1) are applicable, and who is returned to any of such States, or the District of Columbia, or to any Territory or possession of the United States, for interment or reinterment, the provisions of the third sentence of this subsection shall not prevent payment to any person under the second sentence of this subsection if application for a lump-sum death payment with respect to such deceased individual is filed by or on behalf of such person (whether or not legally competent) prior to the expiration of two years after the date of such interment or reinterment.”

42 USC 402.

Ante, p. 870.

(b) The amendment made by subsection (a) shall be effective as though it had been enacted on March 31, 1956.

Effective date.

CREDIT FOR MILITARY OR NAVAL SERVICE PERFORMED BEFORE
JANUARY 1, 1957

66 Stat. 773.
42 USC 417.

SEC. 404. (a) Section 217 (e) of the Social Security Act is amended to read as follows:

42 USC 416.

"(e) (1) For purposes of determining entitlement to and the amount of any monthly benefit or lump-sum death payment payable under this title on the basis of wages and self-employment income of any veteran (as defined in paragraph (4)), and for purposes of section 216 (i) (3), such veteran shall be deemed to have been paid wages (in addition to the wages, if any, actually paid to him) of \$160 in each month during any part of which he served in the active military or naval service of the United States on or after July 25, 1947, and prior to January 1, 1957. This subsection shall not be applicable in the case of any monthly benefit or lump-sum death payment if—

"(A) a larger such benefit or payment, as the case may be, would be payable without its application; or

"(B) a benefit (other than a benefit payable in a lump sum unless it is a commutation of, or a substitute for, periodic payments) which is based, in whole or in part, upon the active military or naval service of such veteran on or after July 25, 1947, and prior to January 1, 1957, is determined by any agency or wholly owned instrumentality of the United States (other than the Veterans' Administration) to be payable by it under any other law of the United States or under a system established by such agency or instrumentality.

42 USC 415.

The provisions of clause (B) shall not apply in the case of any monthly benefit or lump-sum death payment under this title if its application would reduce by \$0.50 or less the primary insurance amount (as computed under section 215 prior to any recomputation thereof pursuant to subsection (f) of such section) of the individual on whose wages and self-employment income such benefit or payment is based. The provisions of clause (B) shall also not apply for purposes of section 216 (i) (3). In the case of monthly benefits under this title for months after December 1956 (and any lump-sum death payment under this title with respect to a death occurring after December 1956) based on the wages and self-employment income of a veteran who performed service (as a member of a uniformed service) to which the provisions of section 210 (m) (1) are applicable, wages which would, but for the provisions of clause (B), be deemed under this subsection to have been paid to such veteran with respect to his active military or naval service performed after December 1950 shall be deemed to have been paid to him with respect to such service notwithstanding the provisions of such clause, but only if the benefits referred to in such clause which are based (in whole or in part) on such service are payable solely by the Army, Navy, Air Force, Marine Corps, Coast Guard, Coast and Geodetic Survey or Public Health Service.

Ante, p. 870.

"(2) Upon application for benefits or a lump-sum death payment on the basis of the wages and self-employment income of any veteran, the Secretary of Health, Education, and Welfare shall make a decision without regard to clause (B) of paragraph (1) of this subsection unless he has been notified by some other agency or instrumentality of the United States that, on the basis of the military or naval service of such veteran on or after July 25, 1947, and prior to January 1, 1957, a benefit described in clause (B) of paragraph (1) has been determined by such agency or instrumentality to be payable by it. If he has not been so notified, the Secretary of Health, Education, and Welfare shall then ascertain whether some other agency or wholly owned instrumentality of the United States has decided that a benefit

described in clause (B) of paragraph (1) is payable by it. If any such agency or instrumentality has decided, or thereafter decides, that such a benefit is payable by it, it shall so notify the Secretary of Health, Education, and Welfare, and the Secretary shall certify no further benefits for payment or shall recompute the amount of any further benefits payable, as may be required by paragraph (1) of this subsection.

"(3) Any agency or wholly owned instrumentality of the United States which is authorized by any law of the United States to pay benefits, or has a system of benefits which are based, in whole or in part, on military or naval service on or after July 25, 1947, and prior to January 1, 1957, shall, at the request of the Secretary of Health, Education, and Welfare, certify to him, with respect to any veteran, such information as the Secretary deems necessary to carry out his functions under paragraph (2) of this subsection.

"(4) For the purposes of this subsection, the term 'veteran' means any individual who served in the active military or naval service of the United States at any time on or after July 25, 1947, and prior to January 1, 1957, and who, if discharged or released therefrom, was so discharged or released under conditions other than dishonorable after active service of ninety days or more or by reason of a disability or injury incurred or aggravated in service in line of duty; but such term shall not include any individual who died while in the active military or naval service of the United States if his death was inflicted (other than by an enemy of the United States) as lawful punishment for a military or naval offense."

"Veteran".

(b) Section 217 of such Act is further amended by adding at the end thereof the following new subsection:

42 USC 417.

"(f) (1) In any case where a World War II veteran (as defined in subsection (d) (2)) or a veteran (as defined in subsection (e) (4)) has died or shall hereafter die, and his widow or child is entitled under the Civil Service Retirement Act of May 29, 1930, as amended, to an annuity in the computation of which his active military or naval service was included, clause (B) of subsection (a) (1) or clause (B) of subsection (e) (1) shall not operate (solely by reason of such annuity) to make such subsection inapplicable in the case of any monthly benefit under section 202 which is based on his wages and self-employment income; except that no such widow or child shall be entitled under section 202 to any monthly benefit in the computation of which such service is included by reason of this subsection (A) unless such widow or child after December 1956 waives his or her right to receive such annuity, or (B) for any month prior to the first month with respect to which the Civil Service Commission certifies to the Secretary of Health, Education, and Welfare that (by reason of such waiver) no further annuity will be paid to such widow or child under such Act of May 29, 1930, as amended, on the basis of such veteran's military or civilian service. Any such waiver shall be irrevocable.

46 Stat. 468.
5 USC 691 note.
Post, p. 877.

42 USC 402.
Ante, p. 871;
post, 876.

"(2) Whenever a widow waives her right to receive such annuity such waiver shall constitute a waiver on her own behalf; a waiver by a legal guardian or guardians, or, in the absence of a legal guardian, the person (or persons) who has the child in his care, of the child's right to receive such annuity shall constitute a waiver on behalf of such child. Such a waiver with respect to an annuity based on a veteran's service shall be valid only if the widow and all children, or, if there is no widow, all the children, waive their rights to receive annuities under the Civil Service Retirement Act of May 29, 1930, as amended, based on such veteran's military or civilian service."

5 USC 691 note.
Post, p. 877.

(c) In the case of any deceased individual—

42 USC 417.
Ante, p. 872.

5 USC 691 note.
Post, p. 877.

42 USC 402.
Ante, p. 871;
post, p. 876.

Ante, p. 872.

Ante, p. 873.

42 USC 415.

42 USC 401-421.
Ante, p. 869 et
seq.

Ante, p. 873.

Effective date.
Ante, p. 872.

(1) who is a World War II veteran (as defined in section 217 (d) (2) of the Social Security Act) or a veteran (as defined in section 217 (e) (4) of such Act); and

(2) whose widow or child is entitled under the Civil Service Retirement Act of May 29, 1930, as amended, to an annuity in the computation of which his active military or naval service after September 15, 1940, and before January 1, 1957, was included; and

(3) whose widow or child is entitled under section 202 of the Social Security Act, on the basis of his wages and self-employment income, to a monthly benefit in the computation of which such active military or naval service was excluded (under clause (B) of subsection (a) (1) or (e) (1) of section 217 of such Act) solely by reason of the annuity described in the preceding paragraph; and

(4) whose widow or child is entitled by reason of section 217 (f) of the Social Security Act to have such active military or naval service included in the computation of such monthly benefit,

the Secretary of Health, Education, and Welfare shall, notwithstanding the provisions of section 215 (f) (1) of the Social Security Act, recompute the primary insurance amount of such individual upon the filing of an application, after December 1956, by or on behalf of such widow or child. Such recomputation shall be made only in the manner provided in title II of the Social Security Act as in effect at the time of such individual's death, and as though application therefor was filed in the month in which he died. No recomputation made under this subsection shall be regarded as a recomputation under section 215 (f) of the Social Security Act. Any such recomputation shall be effective for and after the twelfth month before the month in which the application is filed, but in no case for any month before the first month with respect to which such widow or child is entitled by reason of section 217 (f) of the Social Security Act to have such active military or naval service included in the computation of such monthly benefits. The terms used in this subsection shall have the same meaning as when used in title II of the Social Security Act.

(d) Except for the last sentence of section 217 (e) (1) of the Social Security Act as amended by subsection (a) of this section, the amendments made by such subsection (a) shall be effective as though they had been enacted on March 31, 1956. Such last sentence of section 217 (e) (1) of the Social Security Act shall become effective January 1, 1957.

PAYMENT OF BENEFITS IN CERTAIN CASES OF IN-SERVICE OR SERVICE-CONNECTED DEATHS

SEC. 405. (a) In the case of any individual—

64 Stat. 505.
42 USC 414.

(1) who dies after December 1956 and is not a fully and currently insured individual (as defined in section 214 of the Social Security Act) at the time of his death; and

(2) whose death occurs—

(A) while on active duty, active duty for training, or inactive duty training as a member of a uniformed service; or

(B) as the result of a disease or injury which the Administrator determines was incurred or aggravated in line of duty while on active duty or active duty for training, or an injury which the Administrator determines was incurred or aggravated in line of duty while on inactive duty training, as a member of a uniformed service after September 15, 1940, if

the Administrator determines that such individual was discharged or released from the period of such active duty, active duty for training, or inactive duty training under conditions other than dishonorable; and

(3) who leaves one or more survivors who are not entitled for any month to monthly benefits under section 202 of the Social Security Act on the basis of his wages and self-employment income but who would, upon application therefor, be entitled to such benefits if he had been both fully and currently insured at the time of his death;

42 USC 402.
Ante, p. 871;
post, p. 876.

the Administrator shall pay for such month benefits under this section to each such survivor in an amount equal to the amount of the benefits which would have been paid for such month to such survivor under title II of the Social Security Act, if such individual had been both fully and currently insured at the time of his death and if such survivor had filed application therefor on the same date on which application for benefits under this section is filed with the Administrator.

42 USC 401-421.
Ante, p. 869 et
seq.

(b) The determination (other than a determination required by subsection (a) (2)) as to whether any survivor described in subsection (a) (3) of a deceased individual would be entitled to benefits under section 202 of the Social Security Act for any month and as to the amount of the benefits which would be paid for such month, if the deceased individual had been a fully and currently insured individual at the time of his death, shall be made by the Secretary of Health, Education, and Welfare, and shall be certified by him to the Administrator upon request of the Administrator.

42 USC 402.
Ante, p. 871;
post, p. 876.

(c) Upon the basis of estimates made by the Secretary of Health, Education, and Welfare after consultation with the Administrator, the Administrator shall pay to the Secretary an amount equal to the costs which will be incurred in making determinations and certifications under subsection (b). Such payments shall be made with respect to the costs incurred during such period (but not shorter than a calendar quarter) as the Secretary and the Administrator may prescribe. The amount payable for any period shall be increased or reduced to compensate for any underpayment or overpayment, as the case may be, of the costs incurred in any preceding period.

(d) Except with respect to determinations made under subsection (b), the Administrator shall prescribe such regulations as may be necessary to carry out the provisions of this section.

REIMBURSEMENT OF TRUST FUND FOR COST OF WAGE CREDITS FOR CERTAIN MILITARY SERVICE

SEC. 406. Section 217 of the Social Security Act is amended by adding after subsection (f), (as added by section 404 (b) of this Act) the following new subsection:

Ante, p. 873.

“(g) (1) There are hereby authorized to be appropriated to the Trust Fund annually, as benefits under this title are paid after June 1956, such sums as the Secretary of Health, Education, and Welfare determines to be necessary to meet the additional costs, resulting from subsections (a), (b), and (e), of such benefits (including lump-sum death payments).

“(2) The Secretary shall, before October 1, 1958, determine the amount which would place the Trust Fund in the same position in which it would have been at the close of June 30, 1956, if section 210 of this Act, as in effect prior to the Social Security Act Amendments of 1950, and section 217 of this Act (including amendments thereof), had not been enacted. There are hereby authorized to be appropriated to the Trust Fund annually, during the first ten fiscal years

42 USC 410.
64 Stat. 477.
42 USC 301 note.

beginning after such determination is made, sums aggregating the amount so determined, plus interest accruing on such amount (as reduced by appropriations made pursuant to this paragraph) for each fiscal year beginning after June 30, 1956, at a rate for such fiscal year equal to the average rate of interest (as determined by the Managing Trustee) earned on the invested assets of the Trust Fund during the preceding fiscal year."

REQUIREMENT OF APPLICATION

42 USC 402.
Ante, p. 871.

SEC. 407. Section 202 of the Social Security Act is amended by adding at the end thereof the following new subsection:

"Application for Benefits by Survivors of Members and Former Members of the Uniformed Services

Post, p. 886.

"(o) In the case of any individual who would be entitled to benefits under subsection (d), (e), (g), or (h) upon filing proper application therefor, the filing with the Administrator of Veterans' Affairs by or on behalf of such individual of an application for such benefits, on the form prescribed under section 601 of the Servicemen's and Veterans' Survivor Benefits Act, shall satisfy the requirement of such subsection (d), (e), (g), or (h) that an application for such benefits be filed."

AMENDMENTS RELATING TO RAILROAD RETIREMENT

60 Stat. 729.
45 USC 228c-1.

SEC. 408. (a) Section 4 of the Railroad Retirement Act of 1937 is amended by adding at the end thereof the following new subsections:

"(p) (1) Military service rendered by an individual after December 1956 shall be creditable under this section only if the number of such individual's years of service is ten or more (including, in such years of service, military service which, but for this subsection, would be creditable under this section).

"(2) In any case where an individual has completed ten or more years of service and such years of service include any military service rendered after December 1956, the Board shall as promptly as is practicable (A) notify the Secretary of Health, Education, and Welfare that such military service is creditable under this section and (B) specify the period or periods of the military service rendered after December 1956 which is so creditable.

42 USC 401-421.
Ante, p. 869 et
seq.

"(q) Notwithstanding the provisions of this section and section 2 (c) (2), military service rendered by an individual after December 1956 shall not be used in determining eligibility for, or computing the amount of, any annuity accruing under section 2 for any month if (1) any benefits are payable for that month under title II of the Social Security Act on the basis of such individual's wages and self-employment income, (2) such military service was included in the computation of such benefits, and (3) the inclusion of such service in the computation of such benefits resulted (for that month) in benefits not otherwise payable or in an increase in the benefits otherwise payable.

Ante, p. 858.

"(r) The Secretary concerned (as defined in section 102 (9) of the Servicemen's and Veterans' Survivor Benefits Act) shall maintain such records, and furnish the Board upon its request with such information, regarding the months of any individual's military service and the remuneration paid therefor, as may be necessary to enable the Board to carry out its duties under this section and sections 2 and 5."

45 USC 228b,
228e.

(b) (1) The first sentence of section 4 (n) of the Railroad Retirement Act of 1937 is amended—

(A) by striking out "(i)" and "(ii)" and inserting in lieu thereof "(1)" and "(2)", respectively;

(B) by striking out “for military service after December 31, 1936” and inserting in lieu thereof “for military service after December 31, 1936, and prior to January 1, 1957”; and

(C) by inserting before the period at the end thereof a comma and the following: “and (3) an amount found by the Board to be equal to (A) the amount of the total additional excise and income taxes which would have been payable during the preceding fiscal year under chapter 22 of the Internal Revenue Code of 1954 with respect to the compensation, as defined in such chapter, of all individuals entitled (without regard to subsection (p) (1) of this section) to credit under this Act for military service after December 1956 if each of such individuals, in addition to compensation actually paid, had been paid such compensation in the amount of \$160 in each calendar month in which he was in such military service during such preceding fiscal year and such taxes were measured by all such compensation without limitation as to amount paid to any individual in any one calendar month, less (B) the amount of the taxes which were paid with respect to such military service under sections 3101 and 3111 of the Internal Revenue Code of 1954”.

68A Stat. 431.
26 USC 3201-
3233.

26 USC 3101,
3111.

(2) Section 4 (n) of such Act is further amended by adding at the end thereof the following new sentence: “In determining pursuant to section 5 (k) (2) for any fiscal year the total amount to be credited from the Railroad Retirement Account to the Old-Age and Survivors Insurance Trust Fund, credit shall be given such Account for the amount of the taxes described in clause (3) (B) of the first sentence of this subsection.”

(c) Section 1 (q) of the Railroad Retirement Act of 1937 is amended by striking out “as amended in 1954” and inserting in lieu thereof “as amended in 1956”.

68 Stat. 1097.
45 USC 228a,
Ante, p. 836.

ANNUITIES UNDER THE CIVIL SERVICE RETIREMENT ACT

SEC. 409. Section 5 of the Civil Service Retirement Act of May 29, 1930, as amended, is amended by inserting after the second paragraph thereof the following new paragraph:

46 Stat. 472.
5 USC 707.

“Notwithstanding any other provision of this section, any service (other than service covered by military leave with pay from a civilian position) performed by an individual after December 1956 as a member of a uniformed service on active duty or active duty for training (as those terms are defined in section 102 of the Servicemen’s and Veterans’ Survivor Benefits Act) shall be excluded in determining the aggregate period of service upon which an annuity payable under this Act to such individual or to his widow or child is to be based, if such individual or widow or child is entitled (or would upon proper application be entitled), at the time of such determination, to monthly old-age or survivors benefits under section 202 of the Social Security Act based on such individual’s wages and self-employment income. If in the case of the individual or widow such service is not excluded under the preceding sentence, but upon attaining retirement age (as defined in section 216 (a) of the Social Security Act) he or she becomes entitled (or would upon proper application be entitled) to such benefits, the Commission shall redetermine the aggregate period of service upon which such annuity is based, effective as of the first day of the month in which he or she attains such age, so as to exclude such service. The Secretary of Health, Education, and Welfare shall, upon the request of the Commission, inform the Commission whether or not any such individual or widow or child is entitled at any specified time to such benefits.”

Ante, p. 858.

42 USC 402.
Ante, pp. 871,
876.

42 USC 416.

PART B—AMENDMENTS TO THE INTERNAL REVENUE CODE OF 1954

DEFINITION OF WAGES

68A Stat. 425.
26 USC 3121.

SEC. 410. Section 3121 (i) of the Internal Revenue Code of 1954 is amended to read as follows:

“(i) COMPUTATION OF WAGES IN CERTAIN CASES.—

“(1) DOMESTIC SERVICE.—For purposes of this chapter, in the case of domestic service described in subsection (a) (7) (B), any payment of cash remuneration for such service which is more or less than a whole-dollar amount shall, under such conditions and to such extent as may be prescribed by regulations made under this chapter, be computed to the nearest dollar. For the purpose of the computation to the nearest dollar, the payment of a fractional part of a dollar shall be disregarded unless it amounts to one-half dollar or more, in which case it shall be increased to \$1. The amount of any payment of cash remuneration so computed to the nearest dollar shall, in lieu of the amount actually paid, be deemed to constitute the amount of cash remuneration for purposes of subsection (a) (7) (B).

Infra.

Ante, p. 858.

“(2) SERVICE IN THE UNIFORMED SERVICES.—For purposes of this chapter, in the case of an individual performing service, as a member of a uniformed service, to which the provisions of subsection (m) (1) are applicable, the term ‘wages’ shall, subject to the provisions of subsection (a) (1) of this section, include as such individual’s remuneration for such service only his basic pay as described in section 102 (10) of the Servicemen’s and Veterans’ Survivor Benefits Act.”

DEFINITION OF EMPLOYMENT

SEC. 411. (a) Section 3121 of the Internal Revenue Code of 1954 is amended by adding at the end thereof the following new subsections:

“(m) SERVICE IN THE UNIFORMED SERVICES.—For purposes of this chapter—

“(1) INCLUSION OF SERVICE.—The term ‘employment’ shall, notwithstanding the provisions of subsection (b) of this section, include service performed after December 1956 by an individual as a member of a uniformed service on active duty; but such term shall not include any such service which is performed while on leave without pay.

Ante, p. 858.

“(2) ACTIVE DUTY.—The term ‘active duty’ means ‘active duty’ as described in section 102 of the Servicemen’s and Veterans’ Survivor Benefits Act, except that it shall also include ‘active duty for training’ as described in such section.

“(3) INACTIVE DUTY TRAINING.—The term ‘inactive duty training’ means ‘inactive duty training’ as described in such section 102.

Ante, p. 858.

“(n) MEMBER OF A UNIFORMED SERVICE.—For purposes of this chapter, the term ‘member of a uniformed service’ means any person appointed, enlisted, or inducted in a component of the Army, Navy, Air Force, Marine Corps, or Coast Guard (including a reserve component of a uniformed service as defined in section 102 (3) of the Servicemen’s and Veterans’ Survivor Benefits Act), or in one of those services without specification of component, or as a commissioned officer of the Coast and Geodetic Survey or the Regular or Reserve Corps of the Public Health Service, and any person serving in the Army or Air Force under call or conscription. The term includes—

“(1) a retired member of any of those services;

“(2) a member of the Fleet Reserve or Fleet Marine Corps Reserve;

"(3) a cadet at the United States Military Academy, a midshipman at the United States Naval Academy, and a cadet at the United States Coast Guard Academy or United States Air Force Academy;

"(4) a member of the Reserve Officers' Training Corps, the Naval Reserve Officers' Training Corps, or the Air Force Reserve Officers' Training Corps, when ordered to annual training duty for fourteen days or more, and while performing authorized travel to and from that duty; and

"(5) any person while en route to or from, or at, a place for final acceptance or for entry upon active duty in the military or naval service—

"(A) who has been provisionally accepted for such duty;

or

"(B) who, under the Universal Military Training and Service Act, has been selected for active military or naval service;

62 Stat. 604.
50 USC app.
451.

and has been ordered or directed to proceed to such place.

The term does not include a temporary member of the Coast Guard Reserve."

(b) The first sentence of section 3122 of the Internal Revenue Code of 1954 is amended by inserting "including service, performed as a member of a uniformed service, to which the provisions of section 3121 (m) (1) are applicable," immediately after "in the employ of any instrumentality which is wholly owned by the United States,".

26 USC 3122.

(c) Section 3122 of the Internal Revenue Code of 1954 is further amended by inserting after the second sentence thereof the following new sentence: "Payments of the tax imposed under section 3111 with respect to service, performed by an individual as a member of a uniformed service, to which the provisions of section 3121 (m) (1) are applicable, shall be made from appropriations available for the pay of members of such uniformed service."

26 USC 3111.

RECEIPTS FOR EMPLOYEES

SEC. 412. (a) Section 6051 (a) of the Internal Revenue Code of 1954 is amended by adding at the end thereof the following new sentence: "In the case of compensation paid for service as a member of a uniformed service, the statement shall show, in lieu of the amount required to be shown by paragraph (5), the total amount of wages as defined in section 3121 (a), computed in accordance with such section and section 3121 (i) (2)."

68A Stat. 747.
26 USC 6051.

Ante, p. 878.

(b) Section 6051 (b) of the Internal Revenue Code of 1954 is amended to read as follows:

"(b) SPECIAL RULE AS TO COMPENSATION OF MEMBERS OF ARMED FORCES.—In the case of compensation paid for service as a member of the Armed Forces, the statement required by subsection (a) shall be furnished if any tax was withheld during the calendar year under section 3402, or if any of the compensation paid during such year is includible in gross income under chapter 1, or if during the calendar year any amount was required to be withheld as tax under section 3101. In lieu of the amount required to be shown by paragraph (3) of subsection (a), such statement shall show as wages paid during the calendar year the amount of such compensation paid during the calendar year which is not excluded from gross income under chapter 1 (whether or not such compensation constituted wages as defined in section 3401 (a))."

26 USC 3402.

26 USC 3101.

26 USC 1 et seq.
26 USC 3401.

TITLE V—AMENDMENTS AND REPEALS

AMENDMENTS

65 Stat. 36.
38 USC 821.

Ante, p. 858.

38 USC 822.

38 USC 823.

SEC. 501. (a) (1) Section 620 of the National Service Life Insurance Act of 1940 is amended by striking out the last sentence and inserting in lieu thereof the following: "Any member of a uniformed service (as that term is defined in section 102 of the Servicemen's and Veterans' Survivor Benefits Act) while on active duty, active duty for training, or inactive duty training (as those terms are defined in such section) shall be deemed to be in the active service for the purpose of applying for insurance under this section; however, as to persons incurring a disability under the conditions provided in section 102 (11) (E) of such Act, application for insurance must be filed under this section within one year after the incurrence of such disability."

(2) Section 621 of the National Service Life Insurance Act of 1940 is amended by adding at the end thereof the following:

"(c) No insurance shall be granted to any person under this section on or after January 1, 1957, unless prior to such date an acceptable application accompanied by proper and valid remittances or authorizations for the payment of premiums (1) was received by the Veterans' Administration, (2) was placed in the mails properly directed to the Veterans' Administration, or (3) was delivered to an authorized representative of any of the uniformed services."

(3) (A) Section 622 of the National Service Life Insurance Act of 1940 is amended by inserting "(a)" immediately after "SEC. 622.", and by adding at the end thereof the following:

"(b) Notwithstanding the provisions of subsection (a), no application for waiver of premiums may be made after December 31, 1956, except applications therefor filed pursuant to the first proviso of subsection (a)."

(B) Except as herein otherwise provided, where an individual dies on or after May 1, 1957, and at the time of his death has in effect a policy of national service life insurance or United States Government life insurance under waiver of premiums under section 622 of the National Service Life Insurance Act of 1940, no dependency and indemnity compensation shall be paid under this Act to his widow, children, or parents by reason of his death, but death compensation may be paid under laws administered by the Veterans' Administration to such widow, children, or parents by reason of his death, notwithstanding the fact that such death occurred after December 31, 1956. In no event shall the foregoing provision be applicable with respect to any person entitled to waiver of premiums under the first proviso to section 622 (a) of the National Service Life Insurance Act of 1940, as amended, whose death occurs prior to his return to military jurisdiction or within one hundred and twenty days thereafter.

(4) The National Service Life Insurance Act of 1940 is amended by adding at the end thereof the following:

"SEC. 623. (a) Any person who surrendered a policy of National Service life insurance or United States Government life insurance on a permanent plan for its cash value while in the active service on or after April 25, 1951, and prior to January 1, 1957, may, upon application in writing made while in the active service or within one hundred and twenty days after separation from the active service, be granted, without medical examination, permanent plan insurance on the same plan not in excess of the amount surrendered for cash, or may reinstate such surrendered insurance upon payment of the required reserve and the premium for the current month. Waiver of premiums and total disability income benefits otherwise authorized under this Act or the World War Veterans' Act, 1924, as amended, shall not be denied in

43 Stat. 607.
38 USC 421.
Post, pp. 883,
885.

any case of issue or reinstatement of insurance on a permanent plan under this section in which it is shown to the satisfaction of the Administrator that total disability of the applicant commenced prior to the date of application. The cost of the premiums waived and total disability income benefits paid by virtue of the preceding sentence and the excess mortality cost in any case where the insurance matures by death from such total disability shall be borne by the United States and the Administrator is authorized and directed to transfer from time to time from the National Service life insurance appropriation to the National Service Life Insurance Fund and from the military and naval insurance appropriation to the United States Government Life Insurance Fund such sums as may be necessary to reimburse the funds for such costs.

“(b) Any person who had United States Government life insurance or National Service life insurance on the five-year level premium term plan, the term of which expired while he was in the active service after April 25, 1951, or within one hundred and twenty days after separation from such active service, and in either case prior to January 1, 1957, shall, upon application made while in the active service or within one hundred and twenty days after separation from active service, payment of premiums and evidence of good health satisfactory to the Administrator, be granted an equivalent amount of insurance on the five-year level premium term plan at the premium rate for his then attained age.

“(c) Persons deemed to be in the active service for the purposes of section 5 of the Servicemen's Indemnity Act of 1951 shall be deemed to be in the active service for the purposes of this section.”

Post, p. 886.

(5) Section 619 of the National Service Life Insurance Act of 1940 is amended by striking out “sections 620 and 621” and inserting in lieu thereof “sections 620, 621, and 623”.

38 USC 820.

(b) (1) Section 212 of the Public Health Service Act (42 U. S. C., sec. 213) is amended to read as follows:

58 Stat. 689.

“MILITARY BENEFITS

“SEC. 212. (a) Except as provided in subsection (b), commissioned officers of the Service and their surviving beneficiaries shall, with respect to active service performed by such officers—

“(1) in time of war;

“(2) on detail for duty with the Army, Navy, Air Force, Marine Corps, or Coast Guard; or

“(3) while the Service is part of the military forces of the United States pursuant to Executive order of the President; be entitled to all rights, privileges, immunities, and benefits now or hereafter provided under any law of the United States in the case of commissioned officers of the Army or their surviving beneficiaries on account of active military service, except retired pay and uniform allowances.

“(b) The President may prescribe the conditions under which commissioned officers of the Service may be awarded military ribbons, medals, and decorations.

“(c) The authority vested by law in the Department of the Army, the Secretary of the Army, or other officers of the Department of the Army with respect to rights, privileges, immunities, and benefits referred to in subsection (a) shall be exercised, with respect to commissioned officers of the Service, by the Surgeon General.

“(d) Active service of commissioned officers of the Service shall be deemed to be active military service in the Armed Forces of the United States for the purposes of all laws administered by the Veterans’

Post, p. 886.
Ante, pp. 872,
 873, 875.

66 Stat. 663.
 38 USC 901 note.

Ante, p. 871.
 38 USC ch. 12A.

42 USC 402.

Ante, pp. 871,
 876.

42 USC 415.

42 USC 402.
Ante, pp. 871,
 876.

42 USC 401-421.
Ante, p. 869
et seq.

68 Stat. 736.
 5 USC 2091.

Administration (except the Servicemen's Indemnity Act of 1951) and section 217 of the Social Security Act."

(2) The amendment made by this subsection (A) shall apply only with respect to service performed on or after July 4, 1952, (B) shall not be construed to affect the entitlement of any person to benefits under the Veterans' Readjustment Assistance Act of 1952, (C) shall not be construed to authorize any payment under section 202 (i) of the Social Security Act, or under Veterans Regulation Numbered 9 (a), for any death occurring prior to January 1, 1957, and (D) shall not be construed to authorize payment of any benefits for any period prior to January 1, 1957.

(3) In the case of any individual—

(A) who performed active service (i) as a commissioned officer of the Public Health Service at any time during the period beginning July 4, 1952, and ending December 31, 1956, or (ii) as a commissioned officer of the Coast and Geodetic Survey at any time during the period beginning July 29, 1945, and ending December 31, 1956; and

(B) (i) who became entitled to old-age insurance benefits under section 202 (a) of the Social Security Act prior to January 1, 1957, or

(ii) who died prior to January 1, 1957, and whose widow, child, or parent is entitled for the month of January 1957, on the basis of his wages and self-employment income, to a monthly survivor's benefit under section 202 of such Act; and

(C) any part of whose service described in subparagraph (A) was not included in the computation of his primary insurance amount under section 215 of such Act but would have been included in such computation if the amendment made by paragraph (1) of this subsection or paragraph (1) of subsection (d) had been effective prior to the date of such computation,

the Secretary of Health, Education, and Welfare shall, notwithstanding the provisions of section 215 (f) (1) of the Social Security Act, recompute the primary insurance amount of such individual upon the filing of an application, after December 1956, by him or (if he dies without filing such an application) by any person entitled to monthly survivor's benefits under section 202 of such Act on the basis of his wages and self-employment income. Such recomputation shall be made only in the manner provided in title II of the Social Security Act as in effect at the time of the last previous computation or recomputation of such individual's primary insurance amount, and as though application therefor was filed in the month in which application for such last previous computation or recomputation was filed. No recomputation made under this paragraph shall be regarded as a recomputation under section 215 (f) of the Social Security Act. Any such recomputation shall be effective for and after the twelfth month before the month in which the application was filed, but in no case for any month before January 1957.

(c) (1) Section 2 of the Federal Employees' Group Life Insurance Act of 1954 is amended by striking out all after "District of Columbia" in subsection (b) and inserting in lieu thereof a period, and by adding at the end of such section the following new subsection:

"(c) No person shall acquire insurance coverage under this Act by virtue of his status as a member of a uniformed service. The insurance granted to any employee under this Act (1) shall cease (except for a thirty-one day extension of life insurance coverage) on the day immediately prior to his entry on active duty or active duty for training, unless the period of such duty is covered by military leave with pay from a civilian position, and (2) shall not cease during any period of

inactive duty training. The terms used in this subsection shall have the meanings assigned to them by section 102 of the Servicemen's and Veterans' Survivor Benefits Act."

(2) The amendments made by this subsection shall not apply with respect to deaths occurring prior to January 1, 1957, nor shall such amendments apply with respect to insurance granted prior to January 1, 1957, under the Federal Employees' Group Life Insurance Act of 1954 to commissioned officers of the Coast and Geodetic Survey or of the Regular or Reserve Corps of the Public Health Service. No dependency and indemnity compensation shall be payable under this Act to any widow, child, or parent of any such commissioned officer if any amounts are payable under such insurance by reason of the death of such officer occurring on or after May 1, 1957.

(d) (1) The second sentence of the second paragraph of section 16 of the Act of May 22, 1917 (33 U. S. C., sec. 857), is amended to read as follows: "Active service of commissioned officers of the Coast and Geodetic Survey shall be deemed to be active military service for the purposes of all laws administered by the Veterans' Administration (except the Servicemen's Indemnity Act of 1951) and section 217 of the Social Security Act, and for the purposes of section 210 of the Social Security Act as in effect prior to the Social Security Act Amendments of 1950."

(2) The amendment made by this subsection (A) shall apply only with respect to service performed on or after July 29, 1945, (B) shall not be construed to affect the entitlement of any person to benefits under the Veterans' Readjustment Assistance Act of 1952, (C) shall not be construed to authorize any payment under section 202 (i) of the Social Security Act, or under Veterans Regulation Numbered 9 (a), for any death occurring prior to January 1, 1957, and (D) shall not be construed to authorize payment of any benefits for any period prior to January 1, 1957.

(e) Section 40 (b) of the Federal Employees' Compensation Act (5 U. S. C., sec. 790 (b)) is amended—

(1) by striking out clauses (2) and (3) and redesignating clauses (4) and (5) as clauses (2) and (3), respectively; and

(2) by inserting immediately after "United States" the second time it occurs in the parenthetical phrase in clause (1) the following: ", but excluding commissioned officers of the Regular Corps of the Public Health Service, commissioned officers in the Reserve Corps of the Public Health Service on active duty, and commissioned officers of the Coast and Geodetic Survey".

(f) Section 304 of the Naval Reserve Act of 1938 (34 U. S. C., sec. 855c) is amended (1) by striking out all beginning with "If in time of peace" through "Provided further, That" in the third proviso and inserting in lieu thereof "(a) In time of peace", and (2) by adding at the end thereof the following:

"(b) For the purposes of paragraph I (a) of part II of Veterans Regulation Numbered 1 (a), all members of the Naval Reserve shall be considered as performing active military or naval service when injured while performing active duty with or without pay, training duty with or without pay, drills, equivalent instruction or duty, appropriate duty, or other prescribed duty, or while performing authorized travel to or from such duties."

(g) Section 2 of the Act of August 12, 1935 (38 U. S. C., sec. 556a), is amended by inserting immediately after "Public Law Numbered 484, Seventy-third Congress," the following: "the Servicemen's and Veterans' Survivor Benefits Act,".

(h) (1) The first sentence of paragraph (1) of section 21 of the World War Veterans' Act, 1924 (38 U. S. C., sec. 450), is amended

Ante, p. 858.

5 USC 2091 note.

40 Stat. 88.

Post, p. 886.

Ante, pp. 872, 873, 875.

42 USC 410.

38 USC 901 note.

Ante, p. 871.
38 USC ch. 12A.

39 Stat. 750.

52 Stat. 1181.

38 USC ch. 12A.

49 Stat. 609.

49 Stat. 607.

by inserting immediately after "payment of compensation," the following: "dependency and indemnity compensation,".

(2) The first sentence of paragraph (3) of such section is amended by inserting immediately after "the compensation," the following: "dependency and indemnity compensation,".

(1) The paragraph under the heading "Transfer of Appropriations" which begins "Army of the Philippines," in the Act of February 18, 1946 (60 Stat. 14), as amended (38 U. S. C. 38), is amended by striking out all beginning with "and (2)", and inserting in lieu thereof the following: "(2) laws administered by the Veterans' Administration providing for the payment of compensation or dependency and indemnity compensation on account of service-connected disability or death, and (3) the Missing Persons Act (56 Stat. 143) as amended (50 U. S. C. App. 1001 and the following): *Provided further*, That such compensation or dependency and indemnity compensation shall be paid at the rate of one Philippine peso for each dollar authorized to be paid under the laws providing for such compensation or dependency and indemnity compensation, and where annual income is a factor in entitlement to benefits, the dollar limitations in the laws specifying such annual income shall apply at the rate of one Philippine peso for each dollar: *Provided further*, That any payments heretofore made under any such law to or with respect to any member of the military forces of the Government of the Commonwealth of the Philippines who served in the services of the Armed Forces of the United States shall not be deemed to be invalid by reason of the circumstances that his service was not service in the military or naval forces of the United States or any component thereof within the meaning of such law."

(j) The paragraph beginning "Finance Service, Army," under title II of the Act of May 27, 1946 (60 Stat. 223), is amended by striking out paragraphs (6) and the proviso immediately following such paragraph, and inserting in lieu thereof the following:

"(6) The provisions of laws administered by the Veterans' Administration for the payment of compensation or dependency and indemnity compensation on account of service-connected disability or death:

Provided further, That payments made under the provisions of any law referred to in clauses (5) and (6) above shall be paid at the rate of one Philippine peso for each dollar authorized by such law: *Provided further*, That where annual income is a factor in entitlement to benefits, the dollar limitations in the laws specifying such annual income shall apply at the rate of one Philippine peso for each dollar:".

38 USC ch. 12A. (k) Paragraph V of part I of Veterans Regulation Numbered 2 (a) is amended by inserting immediately after "compensation" each place it occurs therein (except paragraph (a)) the following: ", dependency and indemnity compensation".

67 Stat. 504. (1) Section 11 of the Uniformed Services Contingency Option Act of 1953 (37 U. S. C., sec. 380) is amended by inserting immediately after "be considered income" the following: "(except as provided in section 205 (g) of the Servicemen's and Veterans' Survivor Benefits Act)".

Ante, p. 863. (m) The second sentence of paragraph XIII of Veterans Regulation Numbered 10 is amended to read as follows: "The receipt of pension, compensation, or dependency and indemnity compensation by a widow, child, or parent on account of the death of any person, or receipt by any person of pension or compensation on account of his own service, shall not bar the payment of pension, compensation, or dependency and indemnity compensation on account of the death or disability of any other person."

38 USC ch. 12A.

(n) Section 15 of Public, Numbered 2, Seventy-third Congress (38 U. S. C., sec. 715), is amended (1) by inserting immediately after "under this title" the first time it occurs the following: "or title II of the Servicemen's and Veterans' Survivor Benefits Act", and (2) by inserting immediately after "under this title" the second time it occurs the following: "and under title II of the Servicemen's and Veterans' Survivor Benefits Act".

48 Stat. 11.

Ante, p. 862.

(o) Section 3 of the Act of October 17, 1940 (38 U. S. C., sec. 49a), is amended by inserting immediately after "compensation" the second time it occurs the following: ", dependency and indemnity compensation,".

54 Stat. 1195.

(p) The Act of September 7, 1944 (38 U. S. C., sec. 733), is amended (1) by inserting immediately after "Seventy-third Congress, as amended," the following: "or of dependency and indemnity compensation payable under the Servicemen's and Veterans' Survivor Benefits Act," and (2) by inserting immediately after "death pension or compensation" in the second proviso the following: "or dependency and indemnity compensation".

58 Stat. 728.

(q) The portion of section 201 of the World War Veterans' Act, 1924 (38 U. S. C., sec. 472), which precedes paragraph (1) thereof is amended by striking out "That if death results from injury—" and inserting in lieu thereof: "If death occurs prior to January 1, 1957, and results from injury—".

43 Stat. 1305.

(r) The first paragraph of section 3 of the Act of August 16, 1937 (38 U. S. C., sec. 472b), is amended by striking out "World War veteran who died" and inserting in lieu thereof "World War veteran who died prior to January 1, 1957".

(s) (1) Paragraph IV of part I and paragraph III of part II of Veterans Regulation Numbered 1 (a) are each amended by inserting immediately after "deceased person who died" the following: "prior to January 1, 1957".

38 USC ch. 12A.

(2) The amendments made by this subsection shall not apply with respect to any death occurring on or after May 1, 1957, under the circumstances described in section 501 (a) (3) (B) of this Act.

Non applicabil-
ity.

(t) Section 121 (a) of the Internal Revenue Code of 1954 is amended by adding at the end thereof the following:

26 USC 121.

"(18) Dependency and indemnity compensation paid to survivors of members of a uniformed service and certain other persons, see section 210 of the Servicemen's and Veterans' Survivor Benefits Act."

(u) (1) Subparagraph I (a) (3) of part I of Veterans Regulation Numbered 2 (a) is amended to read as follows:

38 USC ch. 12A.

"(3) Where a claim has been finally disallowed, a subsequent claim on the same factual basis, if supported by new and material evidence, shall have the attributes of a new claim, except that, whenever any disallowed claim is reopened and thereafter allowed on the basis of new and material evidence resulting from the correction of the military or naval records of the proper service department under section 207 of the Legislative Reorganization Act of 1946, the effective date of commencement of the benefit so awarded shall be the date on which an application was filed for correction of the military record."

60 Stat. 837.
5 USC 191a, 275.

(2) The amendments made by this subsection shall be effective as of August 2, 1946, except that no payment shall be made for any period before the date of enactment of this subsection unless application therefor is made within one year after the date of enactment of this subsection.

Effective date.

REPEALS

SEC. 502. The following Acts or parts of Acts are repealed:

- 41 Stat. 367. (1) The Act of December 17, 1919 (10 U. S. C., sec. 903).
- 41 Stat. 824. (2) The second paragraph under "Bureau of Supplies and Accounts" in the Act of June 4, 1920 (34 U. S. C., sec. 943).
- 45 Stat. 249. (3) The Act of March 8, 1928 (10 U. S. C., sec. 903a).
- 46 Stat. 268. (4) The Act of May 12, 1930 (34 U. S. C., sec. 944).
- 53 Stat. 1042. (5) The Act of July 15, 1939 (5 U. S. C., secs. 797, 797a).
- 54 Stat. 762. (6) The Act of July 18, 1940 (5 U. S. C., sec. 798).
- 56 Stat. 8. (7) Section 9 of the Act of January 19, 1942 (33 U. S. C., sec. 870).
- 63 Stat. 534. (8) (A) Title 14, United States Code, section 489.
(B) The portion of the table of sections at the beginning of chapter 13 of title 14, United States Code, which reads "489. Death gratuity."
- 65 Stat. 33. (9) The Servicemen's Indemnity Act of 1951.
- 38 USC 851note.

TITLE VI—MISCELLANEOUS

APPLICATION FOR BENEFITS

Ante, p. 862.
42 USC 401-421.
Ante, p. 869
et seq.

SEC. 601. The Administrator and the Secretary of Health, Education, and Welfare shall jointly prescribe forms for use by survivors of members and former members of the uniformed services in filing applications for benefits under title II of this Act and under title II of the Social Security Act. Each such form shall request information sufficient to constitute an application for benefits under both such titles; and when an application on such form has been filed with either the Administrator or the Secretary it shall be deemed to be an application for benefits under both such titles. A copy of each such application filed with the Administrator, together with any additional information and supporting documents (or certifications thereof) which may have been received by the Administrator with such application, and which may be needed by the Secretary in connection therewith, shall be transmitted by the Administrator to the Secretary; and a copy of each such application filed with the Secretary, together with any additional information and supporting documents (or certifications thereof) which may have been received by the Secretary with such form, and which may be needed by the Administrator in connection therewith, shall be transmitted by the Secretary to the Administrator. The preceding sentence shall not prevent the Secretary and the Administrator from requesting the applicant, or any other individual, to furnish such additional information as may be necessary for purposes of title II of the Social Security Act and title II of this Act, respectively.

RENEWAL OF TERM INSURANCE

- 67 Stat. 186. SEC. 602. (a) Subsection (f) of section 602 of the National Service Life Insurance Act of 1940 (38 U. S. C., sec. 802) is amended by striking out "and which is not lapsed" in the first proviso, and by adding immediately after such proviso the following: "*Provided further*, That such renewal shall be effected in cases where the policy is lapsed only in the event the lapse occurred not earlier than two months prior to expiration of the term period, and reinstatement in such cases shall be under terms and conditions prescribed by the Administrator:"
- Effective date. (b) The amendments made by subsection (a) shall be effective July 23, 1953.

EFFECTIVE DATES

SEC. 603. (a) Except as otherwise provided herein, this Act shall take effect on January 1, 1957.

(b) The amendment or repeal of any provision of law by this Act shall not operate to deprive any person of payments of the six-months' death gratuity or of any payments which such person would be eligible to receive, but for such amendment or repeal, by reason of the death or disability of any person occurring prior to January 1, 1957; nor shall the amendment or repeal of any such provision operate to deprive any person disabled prior to January 1, 1957, of any right or the continuation of benefits to which he would otherwise be entitled by reason of such disability except for such amendment or repeal.

Approved August 1, 1956.

Public Law 882

CHAPTER 838

JOINT RESOLUTION

To authorize an additional position of Assistant Director in the Bureau of the Budget.

August 1, 1956
[S. J. Res. 199]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby established one additional position of Assistant Director in the Bureau of the Budget, for which the compensation shall be the same as is now or may hereafter be provided for the two such positions heretofore authorized by law (31 U. S. C. 16a).

Bureau of the
Budget,
Assistant Di-
rector.

67 Stat. 299.

Approved August 1, 1956.

Public Law 883

CHAPTER 839

AN ACT

Authorizing the Administrator of General Services to convey certain property which has been declared surplus to the needs of the United States to the city of Roseburg, Oregon.

August 1, 1956
[S. 3316]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of General Services is authorized and directed to convey, without consideration therefor, to the city of Roseburg, Oregon, all right, title, and interest of the United States in and to the following described properties, real and personal: the dwelling house located on lot 5, block 29, in the said city of Roseburg, Oregon, together with furniture, personal effects, and jewelry stored in said dwelling house or elsewhere which has been designated by said Administrator as "lot A personalty," all of said property being a part of the estate of Lillie Lela Moore devised to the United States by said Lillie Lela Moore under provisions of her will probated in 1940 which has since been declared surplus to the needs of the United States.

Roseburg, Oreg.
Conveyance.

Such conveyance, in addition to being subject to such terms and conditions as may be considered by said Administrator to be necessary to protect the interest of the United States, shall be expressly conditioned upon an undertaking by the city of Roseburg, Oregon, that such dwelling house, together with said items of personal property, shall, within a reasonable period of time as determined by said Administrator, be transferred by the city of Roseburg to the Douglas County Historical Society and removed from said land without cost to the United States.

Transfer to Doug-
las County Histori-
cal Society.

Approved August 1, 1956.

Public Law 884

CHAPTER 840

August 1, 1956
[S. 985]

AN ACT

To establish an Alaska International Rail and Highway Commission.

Alaska International Rail and Highway Commission.
Establishment.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) there is hereby established an Alaska International Rail and Highway Commission (hereinafter referred to as the "Commission") which shall be composed of twelve members, to be appointed by the President, as follows:

(1) five of the members of the Commission shall be Members of the Congress of the United States, not more than three of whom shall be members of the same political party;

(2) four of the members shall be selected from the executive branch of the Government, of whom, if practicable, one shall be from the Department of the Army, to be designated by the Secretary of the Army, one from the Department of the Interior, one from the Department of State, and one from the Department of Commerce; and

(3) three of the members shall be selected from the general public, one of whom shall be a resident of Alaska and one of whom shall be a resident of the Pacific Northwest region of the United States.

(b) The Commission shall select a chairman and a vice chairman from among its members.

(c) A quorum of the Commission shall consist of seven members. Any vacancy in the Commission shall not affect its powers and shall be filled in the same manner in which the original appointment was made.

(d) The appointment of an officer of the Army on the active list as a member of the Commission is authorized as an exception to section 1222, Revised Statutes (10 U. S. C. 576), and does not vacate his appointment as a commissioned officer of the Army.

Duties.

SEC. 2. It shall be the duty of the Commission—

(a) to make a thorough and complete study of the economic and military advantages of additional highway and rail transportation facilities connecting continental United States with central Alaska;

(b) to make a thorough and complete study of the most feasible and direct routes of rail and highway transportation between the United States and Alaska, in relation to the economic benefits to be derived therefrom by the United States, Canada, and Alaska; and

(c) to make a thorough and complete study of the most feasible feeder rail and highway routes connecting coastal ports and cities with the rail and highway facilities between the United States and Alaska, determined most feasible and beneficial by the Commission.

In making such studies, the Commission shall give particular attention to the feasibility of rail and highway facilities between the Pacific Northwest region and Alaska. In determining the most feasible and beneficial routes for rail and highway facilities, the Commission shall take into consideration the proximity to such routes of suitable sites for airfields.

Cooperation with Canada.

SEC. 3. The Commission is authorized to cooperate with the officials of the Dominion of Canada and of the Province of British Columbia and with any commission or similar body appointed for such purpose by the Dominion of Canada or the Province of British Columbia. The Secretary of State shall, at the request of the Commission,

arrange for meetings with such officials and with such commissions or similar bodies of the Dominion of Canada or of the Province of British Columbia.

SEC. 4. (a) The Commission may, in carrying out its duties under this Act, hold such hearings, take such testimony, sit and act at such places and times, and incur such expenditures as the Commission deems necessary. Any member of the Commission may administer oaths or affirmations to witnesses appearing before the Commission. The Commission may, without regard to the civil-service laws and the Classification Act of 1949, employ and fix the compensation of such experts, consultants, and other employees, as it deems necessary to assist it in carrying out its duties under this Act.

Powers.

63 Stat. 954.
5 USC 1071 note.

(b) The Commission is authorized to utilize the facilities, information, and personnel of the departments, agencies, and establishments of the executive branch of the Government which it deems necessary to carry out its duties under this Act; and each such department, agency, and instrumentality is authorized to furnish such facilities, information, and personnel to the Commission upon request made by the chairman or vice chairman. The Commission shall reimburse each such department, agency, and instrumentality for the services of any personnel utilized. The furnishing of information by any such department, agency, or instrumentality shall be subject to such restrictions as the head of the department, agency, or instrumentality deems necessary for the security of the United States.

(c) In performing its duties under this Act the Commission shall utilize all information available by reason of any surveys and plans made under authority of the Act entitled "An Act providing for a location survey for a railroad connecting the existing railroad system serving the United States and Canada and terminating at Prince George, British Columbia, Canada, with the railroad system serving Alaska and terminating at Fairbanks, Alaska", approved October 26, 1949.

63 Stat. 908.

SEC. 5. The Commission may delegate to any member of the Commission or to any committee composed of members of the Commission any of the duties and powers conferred upon it by this Act, other than the duty of submitting reports and recommendations to the Congress pursuant to section 7.

Delegation of powers.

SEC. 6. Members of the Commission shall serve without compensation but shall be reimbursed for travel, subsistence, and other necessary expenses incurred by them in the performance of their duties.

Reimbursement for expenses.

SEC. 7. The Commission shall report the results of its studies and submit its recommendations to the Congress from time to time, and shall make a final report and submit its final recommendations to the Congress not later than two years after the date of enactment of this Act. The final report shall include estimates of the cost of construction of rail and highway facilities along the routes determined most feasible and beneficial by the Commission, together with estimates of the economic benefits to the United States, Canada, and Alaska. The Commission shall cease to exist, and all authority conferred by this Act shall terminate, thirty days after the date of submission of the final report.

Reports to Congress.

Termination.

SEC. 8. There are hereby authorized to be appropriated such sums, not in excess of \$75,000, as may be necessary to enable the Commission to perform its duties under this Act. Until such time as funds may be appropriated pursuant to this authorization, the President is authorized to make available to the Commission, from any emergency fund available to him, such sums as may be necessary.

Appropriation.

Approved August 1, 1956.

Public Law 885

CHAPTER 841

August 1, 1956
[S. 2569]

AN ACT

To provide certain basic authority for the Department of State.

State Department.
Passport and
despatch agencies.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of State is authorized to establish, maintain, and operate passport and despatch agencies.

SEC. 2. The Secretary of State, when funds are appropriated therefor, may—

Printing and
binding.

(a) provide for printing and binding outside the continental United States without regard to section 11 of the Act of March 1, 1919 (44 U. S. C. 111);

40 Stat. 1270.
Transportation of
household effects,
etc.

(b) pay the cost of transportation to and from a place of storage and the cost of storing the furniture and household and personal effects of an employee of the Foreign Service who is assigned to a post at which he is unable to use his furniture and effects, under such regulations as the Secretary may prescribe;

(c) employ aliens, by contract, for services abroad;

(d) provide for official functions and courtesies;

(e) purchase uniforms; and

62 Stat. 983.

(f) pay tort claims, in the manner authorized in the first paragraph of section 2672, as amended, of title 28 of the United States Code when such claims arise in foreign countries in connection with Department of State operations abroad.

SEC. 3. The Secretary of State is authorized to—

Insurance on
motor vehicles.

(a) obtain insurance on official motor vehicles operated by the Department of State in foreign countries, and pay the expenses incident thereto;

(b) rent tie lines and teletype equipment;

(c) provide ice and drinking water for United States Embassies and Consulates abroad;

(d) pay excise taxes on negotiable instruments which are negotiated by the Department of State abroad;

(e) pay the actual expenses of preparing and transporting to their former homes the remains of persons, not United States Government employees, who may die away from their homes while participating in international educational exchange activities under the jurisdiction of the Department of State;

Expenses for
seamen.

(f) pay expenses incident to the relief, protection, and burial of American seamen, and alien seamen from United States vessels in foreign countries and in the United States Territories and possessions;

(g) pay the expenses incurred in the acknowledgment of the services of officers and crews of foreign vessels and aircraft in rescuing American seamen, airmen, or citizens from shipwreck or other catastrophe abroad or at sea;

Rentals and
leases.

(h) rent or lease, for periods of less than ten years, such offices, buildings, grounds, and living quarters for the use of the Foreign Service abroad as he may deem necessary, and make payments therefor in advance; and

(i) maintain, improve, and repair properties rented or leased pursuant to authority contained in subsection (h) of this section and furnish fuel, water, and utilities for such properties.

SEC. 4. The Secretary of State is authorized to—

Emergency ex-
penditures.

(a) make expenditures, from such amounts as may be specifically appropriated therefor, for unforeseen emergencies arising in the diplomatic and consular service and, to the extent author-

ized in appropriation Acts, funds expended for such purposes may be accounted for in accordance with section 291 of the Revised Statutes (31 U. S. C. 107); and

(b) delegate to subordinate officials the authority vested in him by section 291 of the Revised Statutes pertaining to certification of expenditures.

SEC. 5. The Secretary of State is authorized to—

(a) provide for participation by the United States in international activities which arise from time to time in the conduct of foreign affairs for which provision has not been made by the terms of any treaty, convention, or special Act of Congress: *Provided*, That this subsection shall not be construed as granting authority to accept membership for the United States in any international organization, or to participate in the activities of any international organization for more than one year without approval by the Congress; and

Participation in international activities.

(b) pay the expenses of participation in activities in which the United States participates by authority of subsection (a) of this section, including, but not limited to the following:

(1) Employment of aliens;

(2) Travel expenses without regard to the Standardized Government Travel Regulations and to the rates of per diem allowances in lieu of subsistence expenses under the Travel Expense Act of 1949, as amended (5 U. S. C. 835–842);

63 Stat. 166.

(3) Travel expenses of persons serving without compensation in an advisory capacity while away from their homes or regular places of business not in excess of those authorized for regular officers and employees traveling in connection with said international activities; and

(4) Rental of quarters by contract or otherwise.

SEC. 6. The provisions of section 8 of the United Nations Participation Act of 1945, as amended (22 U. S. C. 287e), and regulations thereunder, applicable to expenses incurred pursuant to that Act, may be applicable to the obligation and expenditure of funds in connection with United States participation in the International Civil Aviation Organization.

63 Stat. 736.

SEC. 7. The exchange allowances or proceeds derived from the exchange or sale of passenger motor vehicles in possession of the Foreign Service abroad, in accordance with section 201 (c) of the Act of June 30, 1949 (40 U. S. C. 481 (c)), shall be available without fiscal year limitation for replacement of an equal number of such vehicles.

63 Stat. 384.

SEC. 8. The Secretary of State may, when authorized in an appropriation or other law, transfer to any department, agency, or independent establishment of the Government, with the consent of the head thereof, any funds appropriated to the Department of State, for direct expenditure by such department, agency, or independent establishment for the purposes for which the funds are appropriated.

Transfer of funds.

SEC. 9. The Secretary of State is authorized to enter into contracts in foreign countries involving expenditures from funds appropriated or otherwise made available to the Department of State, without regard to the provisions of section 3741 of the Revised Statutes (41 U. S. C. 22): *Provided*, That nothing in this section shall be construed to waive the provisions of section 431 of title 18 of the United States Code.

Contracts in foreign countries.

62 Stat. 702.

SEC. 10. Appropriated funds made available to the Department of State for expenses in connection with travel of personnel outside the continental United States, including travel of dependents and transportation of personal effects, household goods, or automobiles of such personnel shall be available for such expenses when any part of such travel or transportation begins in one fiscal year pursuant to travel

Travel funds, availability.

orders issued in that year, notwithstanding the fact that such travel or transportation may not be completed during that same fiscal year.

60 Stat. 810.

SEC. 11. Notwithstanding the provisions of section 16 (a) of the Act of August 2, 1946 (5 U. S. C. 78 (c)), the Secretary of State may authorize any chief of diplomatic mission to approve the use of Government-owned vehicles in any foreign country for transportation of United States Government employees from their residence to the office and return when public transportation facilities are unsafe or are not available.

Per diem rates.

SEC. 12. The Secretary of State, with the approval of the Bureau of the Budget, shall prescribe the maximum rates of per diem in lieu of subsistence (or of similar allowances therefor) payable while away from their own countries to foreign participants in any exchange of persons program, or in any program of furnishing technical information and assistance, under the jurisdiction of any Government agency, and said rates may be fixed without regard to any provision of law in limitation thereof.

60 Stat. 1025.

SEC. 13. Allowances granted under section 901 (1) of the Foreign Service Act of 1946 (22 U. S. C. 1131 (1)), may include water, in addition to the utilities specified.

SEC. 14. Appropriations now or hereafter made available for allowances granted under the authority in part A of title IX of the Foreign Service Act of 1946, as amended (22 U. S. C. 1131), including an allowance for water as authorized in section 13 of this Act shall be available for the payment of such allowances in advance.

Appropriation.

SEC. 15. Appropriations to carry out the purposes of this Act are hereby authorized. When so provided in an appropriation law, an appropriation made to the Department of State may remain available until expended.

Approved August 1, 1956.

Public Law 886

CHAPTER 842

AN ACT

August 1, 1956
[S. 4060]

To amend section 607 of the Postal Field Service Compensation Act of 1955, to include employees in the Motor Vehicle Service.

Postal Service.
Motor Vehicle
Service employ-
ees.
69 Stat. 127.
39 USC 1007.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 607 of the Postal Field Service Compensation Act of 1955 is amended by inserting after the words "Postal Transportation Service" wherever they appear therein the words "and the Motor Vehicle Service". The heading of such section is amended to read as follows: "EMPLOYEES IN THE POSTAL TRANSPORTATION SERVICE AND THE MOTOR VEHICLE SERVICE."

SEC. 2. As used in this section in reference to employees in the Motor Vehicle Service the term "assigned to road duty" means assignment to a Motor Vehicle Service route which is not less than fifty miles in length one way.

69 Stat. 126.
39 USC 1005.

SEC. 3. Subsection (b) of section 605 of the Postal Field Service Compensation Act of 1955 is amended by inserting after the words "Postal Transportation Service" the words "and the Motor Vehicle Service".

Approved August 1, 1956.

Public Law 887

CHAPTER 843

AN ACT

To provide for the termination of Federal supervision over the property of the Wyandotte Tribe of Oklahoma and the individual members thereof, and for other purposes.

August 1, 1956
[S. 3970]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the purpose of this Act is to provide for the termination of Federal supervision over the trust and restricted property of the Wyandotte Tribe of Oklahoma and the individual members thereof, and for a termination of Federal services furnished to such Indians because of their status as Indians.

Wyandotte Tribe,
Okla.
Termination of
Federal supervision.

SEC. 2. For the purposes of this Act:

Definitions.

(a) "Tribe" means the Wyandotte Tribe of Oklahoma.
(b) "Secretary" means the Secretary of the Interior.
(c) "Lands" mean real property, interest therein, or improvement thereon, and include water rights.

(d) "Tribal property" means any real or personal property, or any interest in real or personal property, that belongs to the tribe and either is held by the United States in trust for the tribe or is subject to a restriction against alienation imposed by the United States.

SEC. 3. The tribe shall have a period of six months from the date of this Act in which to prepare and submit to the Secretary a proposed roll of the members of the tribe living on the date of this Act, which shall be published in the Federal Register. The proposed roll shall be prepared in accordance with eligibility requirements prescribed in the tribe's constitution and bylaws. If the tribe fails to submit such roll within the time specified in this section, the Secretary shall prepare a proposed roll for the tribe, which shall be published in the Federal Register. Any person claiming membership rights in the tribe or an interest in its assets, or a representative of the Secretary on behalf of any such person, may, within sixty days from the date of publication of the proposed roll, file an appeal with the Secretary contesting the inclusion or omission of the name of any person on or from such roll. The Secretary shall review such appeals and his decisions thereon shall be final and conclusive. After disposition of all such appeals by the Secretary, the roll of the tribe shall be published in the Federal Register, and such roll shall be final for the purposes of this Act.

Membership roll.

Publication in
FR.

SEC. 4. Upon publication in the Federal Register of the final roll as provided in section 3 of this Act, the rights or beneficial interests in tribal property of each person whose name appears on the roll shall constitute personal property which may be inherited or bequeathed, but shall not otherwise be subject to alienation or encumbrance before the transfer of title to such tribal property as provided in section 5 of this Act without the approval of the Secretary. Any contract made in violation of this section shall be null and void.

Personal prop-
erty rights.

SEC. 5. (a) Upon the request of the tribe, the Secretary is authorized within three years from the date of this Act to transfer to a corporation or other legal entity organized by the tribe in a form satisfactory to the Secretary title to all or any part of the tribal property, or to transfer to one or more trustee designated by the tribe and approved by the Secretary title to all or any part of such property to be held in trust for management or liquidation purposes under such terms and conditions as may be specified by the tribe and approved by the Secretary, or to distribute pro rata among the members of the tribe all or any part of such property, or to sell all or any part of such property and make a pro rata distribution of the proceeds of sale among the members of the tribe after deducting, in his discretion, reasonable costs of sale and distribution.

Transfer or dis-
tribution of prop-
erty.

Trust agreement.

(b) Title to any tribal property that is not transferred in accordance with the provisions of subsection (a) of this section shall be transferred by the Secretary to one or more trustees designated by him for the liquidation and distribution of assets among the members of the tribe under such terms and conditions as the Secretary may prescribe: *Provided*, That the trust agreement shall provide for the termination of the trust not more than three years from the date of such transfer unless the term of the trust is extended by order of a judge of a court of record designated in the trust agreement: *Provided further*, That the trust agreement shall provide that at any time before the sale of tribal property by the trustees the tribe may notify the trustees that it elects to retain such property and to transfer title thereto to a corporation, other legal entity, or trustee in accordance with the provisions of subsection (a) of this section, and that the trustees shall transfer title to such property in accordance with the notice from the tribe if it is approved by the Secretary.

**Burying ground,
Kansas City, Kans.
Sale or transfer.**

(c) Title to the tract of land in Kansas City, Kansas, that was reserved for a public burying ground under article 2 of the treaty dated January 31, 1855 (10 Stat. 1159), with the Wyandotte Tribe of Indians shall be transferred or sold in accordance with subsections (a) and (b) of this section, and the proceeds from any sale of the land may be used to remove and reinter the remains of persons who are buried there, to move any monuments now located on the graves, and to erect at reasonable cost one appropriate monument dedicated to the memory of the departed members of the Wyandotte Tribe: *Provided*, That if S. 1335 or comparable legislation is enacted by the Eighty-fourth Congress, any sale or transfer of such land shall be deferred until three months after the report required by such legislation has been submitted to Congress, during which time Congress shall decide whether to provide for the sale or disposition of the land on the basis of such report.

**Compensation of
agents, etc.**

(d) The Secretary shall not approve any form of organization pursuant to subsection (a) of this section that provides for the transfer of stock or an undivided share in corporate assets as compensation for the services of agents or attorneys unless such transfer is based upon an appraisal of tribal assets that is satisfactory to the Secretary.

**Selection of
trustees.**

(e) When approving or disapproving the selection of trustees in accordance with the provisions of subsection (a) of this section, the Secretary shall give due regard to the laws of the State of Oklahoma that relate to the selection of trustees.

**Transfer of mem-
bers.**

SEC. 6. (a) The Secretary is authorized and directed to transfer within three years after the date of this Act to each member of the tribe unrestricted title to funds or other personal property held in trust for such member by the United States.

**Removal of re-
strictions.**

(b) All restrictions on the sale or encumbrance by the owners of trust or restricted lands that were originally allotted to persons who were at the time of allotment members of the tribe, regardless of whether such owners are themselves members of such tribe, and all restrictions on the sale or encumbrance of trust or restricted land owned by members of the tribe (including allottees, heirs, and devisees, either adult or minor), regardless of where the land is located, are hereby removed three years after the date of this Act and the patents or deeds under which titles are then held shall pass the titles in fee simple subject to any valid encumbrance. The titles to all interests in trust or restricted land acquired by members of the tribe by devise or inheritance three years or more after the date of this Act shall vest in such members in fee simple, subject to any valid encumbrance.

(c) Prior to the time provided in subsection (b) of this section for the removal of restrictions on land owned by more than one member of the tribe, the Secretary may—

Partition or sale
before removal of
restrictions.

(1) upon request of any of the owners made within two years after the date of this Act, partition the land and issue to each owner a patent or deed for his individual share that shall become unrestricted three years from the date of this Act;

(2) upon request of any of the owners and a finding by the Secretary that partition of all or any part of the land is not practicable, cause all or any part of the land to be sold at not less than the appraised value thereof, and distribute the proceeds of sale to the owners: *Provided*, That any one or more of the owners may elect before a sale to purchase the other interests in the land at not less than the appraised value thereof, and the purchaser shall receive an unrestricted patent or deed to the land; and

(3) if the whereabouts of none of the owners can be ascertained, cause such lands to be sold and deposit the proceeds of sale in the Treasury of the United States for safekeeping.

SEC. 7. (a) The Act of June 25, 1910 (36 Stat. 855), the Act of February 14, 1913 (37 Stat. 678), and other Acts amendatory thereto shall not apply to the probate of the trust and restricted property of the members of the tribe who die six months or more after the date of this Act.

Probate, etc.
25 USC 372 et
seq.

(b) The laws of the several States, Territories, possessions, and the District of Columbia with respect to the probate of wills, the determination of heirs, and the administration of decedents' estates shall apply to the individual property of members of the tribe who die six months or more after the date of this Act.

SEC. 8. No property distributed under the provisions of this Act shall at the time of distribution be subject to Federal or State income tax. Following any distribution of property made under the provisions of this Act, such property and any income derived therefrom by the individual, corporation, or other legal entity shall be subject to the same taxes, State and Federal, as in the case of non-Indians: *Provided*, That for the purpose of capital gains or losses the base value of the property shall be the value of the property when distributed to the individual, corporation, or other legal entity.

Tax exemption.

SEC. 9. Prior to the transfer of title to, or the removal of restrictions from, property in accordance with the provisions of this Act, the Secretary shall protect the rights of members of the tribe who are minors, non compos mentis, or in the opinion of the Secretary in need of assistance in conducting their affairs by causing the appointment of guardians for such members in courts of competent jurisdiction, or by such other means as he may deem adequate.

Appointment of
guardians.

SEC. 10. Pending the completion of the property dispositions provided for in this Act, the funds now on deposit or hereafter deposited in the Treasury of the United States to the credit of the tribe shall be available for advance to the tribe, or for expenditure, for such purposes as may be designated by the governing body of the tribe and approved by the Secretary.

Advances of
funds.

SEC. 11. The Secretary shall have authority to execute such patents, deeds, assignments, releases, certificates, contracts, and other instruments as may be necessary or appropriate to carry out the provisions of this Act, or to establish a marketable and recordable title to any property disposed of pursuant to this Act.

Execution of
patents, etc.

SEC. 12. Nothing in this Act shall abrogate any valid lease, permit, license, right-of-way, lien, or other contract heretofore approved. Whenever any such instrument places in or reserves to the Secretary any powers, duties, or other functions with respect to the property sub-

Prior leases,
etc.
Transfer of func-
tions.

ject thereto, the Secretary may transfer such functions, in whole or in part, to any Federal agency with the consent of such agency, or to a State agency with the consent of such agency and the other party or parties to such instrument.

Termination proclamation.
Publication in
F.R.

SEC. 13. (a) Upon removal of Federal restrictions on the property of the tribe and individual members thereof, the Secretary shall publish in the Federal Register a proclamation declaring that the Federal trust relationship to the affairs of the tribe and its members has terminated. Thereafter individual members of the tribe shall not be entitled to any of the services performed by the United States for Indians because of their status as Indians, all statutes of the United States which affect Indians because of their status as Indians shall no longer be applicable to the members of the tribe, and the laws of the several States shall apply to the tribe and its members in the same manner as they apply to other citizens or persons within their jurisdiction.

Citizenship.

(b) Nothing in this Act shall affect the status of the members of the tribe as citizens of the United States.

Educational program.

(c) Prior to the issuance of a proclamation in accordance with the provisions of this section, the Secretary is authorized to undertake, within the limits of available appropriations, a special program of education and training designed to help the members of the tribe to earn a livelihood, to conduct their own affairs, and to assume their responsibilities as citizens without special services because of their status as Indians. Such program may include language training, orientation in non-Indian community customs and living standards, vocational training and related subjects, transportation to the place of training or instruction, and subsistence during the course of training or instruction. For the purposes of such program, the Secretary is authorized to enter into contracts or agreements with any Federal, State, or local governmental agency, corporation, association, or persons. Nothing in this section shall preclude any Federal agency from undertaking any other program for the education and training of Indians with funds appropriated to it.

Revocation of
charter.
25 USC 501-509.

SEC. 14. (a) Effective on the date of the proclamation provided for in section 13 of this Act, the corporate charter issued pursuant to the Act of June 26, 1936 (49 Stat. 1967), as amended, to the Wyandotte Tribe of Oklahoma and ratified by the tribe on July 24, 1937, is hereby revoked.

Termination of
powers.

(b) Effective on the date of the proclamation provided for in section 13 of this Act, all powers of the Secretary or other officer of the United States to take, review, or approve any action under the constitution and bylaws of the tribe are hereby terminated. Any powers conferred upon the tribe by such constitution which are inconsistent with the provisions of this Act are hereby terminated. Such termination shall not affect the power of the tribe to take any action under its constitution and bylaws that is consistent with this Act without the participation of the Secretary or other officer of the United States.

Claims.

SEC. 15. Nothing in this Act shall affect any claims heretofore filed against the United States by the tribe.

Water rights.

SEC. 16. Nothing in this Act shall abrogate any water rights of a tribe or its members.

Rules and regulations.

SEC. 17. The Secretary is authorized to issue rules and regulations necessary to effectuate the purposes of this Act and may in his discretion provide for tribal referendums on matters pertaining to management or disposition of tribal assets.

Repeals.

SEC. 18. All Acts or parts of Acts inconsistent with this Act are hereby repealed insofar as they affect the tribe or its members. The Act of June 26, 1936 (49 Stat. 1967), and the Act of June 18, 1934

25 USC 501-509.

(48 Stat. 984), as amended by the Act of June 15, 1935 (49 Stat. 378), shall not apply to the tribe and its members after the date of the proclamation provided for in section 3 of this Act.

25 USC 461-479.

SEC. 19. If any provision of this Act, or the application thereof, to any person or circumstance is held invalid, the remainder of the Act and the application of such provision to other persons or circumstances shall not be affected thereby.

Separability.

Approved August 1, 1956.

Public Law 888

CHAPTER 844

AN ACT

To increase the minimum postal savings deposit, and for other purposes.

August 1, 1956
[S. 1873]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 6 of the Act of June 25, 1910, as amended (39 U. S. C. 756), is hereby further amended by striking out "\$1" wherever it appears therein, and by inserting in lieu thereof "\$5".

53 Stat. 1121.

Approved August 1, 1956.

Public Law 889

CHAPTER 845

AN ACT

To provide for the development of the Federal fish hatchery, known as the Holden trout hatchery, at Pittsford, Vermont.

August 1, 1956
[S. 3998]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior shall develop, reconstruct, equip, operate, and maintain the Federal fish hatchery, known as the Holden trout hatchery, at Pittsford, Vermont, in accordance with the program established by the Fish and Wildlife Service, Department of the Interior, for the improvement of such hatchery.

Holden trout hatchery, Pittsford, Vt.

SEC. 2. There is authorized to be appropriated the sum of \$220,000 to carry out the provisions of this Act.

Appropriation.

Approved August 1, 1956.

Public Law 890

CHAPTER 846

JOINT RESOLUTION

To authorize the vessel operations revolving fund of the Department of Commerce to be used for expenses in connection with the chartering of merchant ships under jurisdiction of the Secretary of Commerce.

August 1, 1956
[H. J. Res. 613]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the vessel operations revolving fund created by the Third Supplemental Appropriations Act, 1951, approved June 2, 1951 (Public Law 45, Eighty-second Congress; 65 Stat. 52, at 59), shall, beginning July 1, 1956, be available for expenses incurred in connection with the activation, repair, and deactivation of merchant ships chartered under the jurisdiction of the Secretary of Commerce. There shall be credited to such fund all receipts on account of operations after July 1, 1956, under charters of Government-owned ships under the jurisdiction of the Secretary of Commerce.

Vessel operations revolving fund.

Approved August 1, 1956.

Public Law 891

CHAPTER 847

August 1, 1956
[S. 1161]

AN ACT

To abolish the Fossil Cycad National Monument, South Dakota, and for other purposes.

Fossil Cycad
National Monument,
S. Dak.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, effective September 1, 1957, the Fossil Cycad National Monument, South Dakota, is hereby abolished and the lands contained therein shall be administered thereafter by the Secretary of the Interior as public lands in accordance with the public-land laws of the United States: *Provided,* That prior thereto the Secretary of the Interior may, under such regulations as he determines to be appropriate, issue permits to scientific and educational institutions for the discovery, excavation, and removal of fossil cycads for scientific and educational purposes; and That if any excavations on such lands for the recovery of fissionable materials or any other minerals should be undertaken, such fossil remains discovered shall become the property of the Federal Government.

Approved August 1, 1956.

Public Law 892

CHAPTER 848

August 1, 1956
[H. R. 4096]

AN ACT

To provide for the disposal of public lands within highway, telephone, and pipeline withdrawals in Alaska, subject to appropriate easements, and for other purposes.

Alaska,
Public lands.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That upon revocation of a withdrawal for highways, telephone lines, or pipelines, in Alaska, the lands involved shall be subject to disposal only under laws specified by the Secretary of the Interior, subject to easements as established by the Secretary. Notwithstanding any statutory limitation on the area which may be included in an unpatented claim or entry, the Secretary may permit the amendment of the land description of a claim or entry on adjoining lands to include the restored lands.

SEC. 2. The Secretary may sell such restored lands for not less than their appraised value, giving an appropriate preference right to the holders of adjoining claims or entries and to owners of adjoining private lands. If such lands are under the jurisdiction of a Federal department or agency other than the Department of the Interior, any sale thereof shall be made only with the consent of such department or agency.

SEC. 3. Lands in Alaska within an easement hereunder established by the Secretary of the Interior may not be utilized or occupied without the permission of the Secretary, or an officer or agency designated by him. If the lands crossed by an easement established under this Act are under the jurisdiction of a Federal department or agency other than the Department of the Interior, or of a State, Territory, or other government subdivision or agency, such permission may be granted only with the consent of such department, agency, or other governmental unit.

SEC. 4. Nothing in this Act shall affect adversely any valid existing rights.

Approved August 1, 1956.

Public Law 893

CHAPTER 849

AN ACT

To require the registration of certain persons who have knowledge of or have received instruction or assignment in the espionage, counterespionage, or sabotage service or tactics of a foreign government or foreign political party, and for other purposes.

August 1, 1956
[H. R. 3882]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 20 of the Internal Security Act of 1950 is amended by repealing subsection (a), and by deleting the designation "(b)" which appears in said section.

Foreign agents.
Registration.
64 Stat. 1005.
22 USC 611.

SEC. 2. Except as provided in section 3 of this Act, every person who has knowledge of, or has received instruction or assignment in, the espionage, counterespionage, or sabotage service or tactics of a government of a foreign country or of a foreign political party, shall register with the Attorney General by filing with the Attorney General a registration statement in duplicate, under oath, prepared and filed in such manner and form, and containing such statements, information, or documents pertinent to the purposes and objectives of this Act as the Attorney General, having due regard for the national security and the public interest, by regulations prescribes.

Filing state-
ment.

SEC. 3. The registration requirements of section 2 of this Act do not apply to any person—

Nonapplicabil-
ity.

(a) who has obtained knowledge of or received instruction or assignment in the espionage, counterespionage, or sabotage service or tactics of a foreign government or foreign political party by reason of civilian, military, or police service or employment with the United States Government, the governments of the several States, their political subdivisions, the District of Columbia, the Territories, or the Canal Zone;

(b) who has obtained such knowledge solely by reason of academic or personal interest not under the supervision of or in preparation for service with the government of a foreign country or a foreign political party;

(c) who has made full disclosure of such knowledge, instruction, or assignment to officials within an agency of the United States Government having responsibilities in the field of intelligence, which disclosure has been made a matter of record in the files of such agency, and concerning whom a written determination has been made by the Attorney General or the Director of Central Intelligence that registration would not be in the interest of national security;

(d) whose knowledge of, or receipt of instruction or assignment in, the espionage, counterespionage, or sabotage service or tactics of a government of a foreign country or of a foreign political party, is a matter of record in the files of an agency of the United States Government having responsibilities in the field of intelligence and concerning whom a written determination is made by the Attorney General or the Director of Central Intelligence, based on all information available, that registration would not be in the interest of national security;

(e) who is a duly accredited diplomatic or consular officer of a foreign government, who is so recognized by the Department of State, while he is engaged exclusively in activities which are recognized by the Department of State as being within the scope of the functions of such officer, and any member of his immediate family who resides with him;

(f) who is an official of a foreign government recognized by the United States, whose name and status and the character of whose duties as such official are of record in the Department of State, and while he is engaged exclusively in activities which are recognized by the Department of State as being within the scope of the functions of such official, and any member of his immediate family who resides with him;

(g) who is a member of the staff of or employed by a duly accredited diplomatic or consular officer of a foreign government who is so recognized by the Department of State, and whose name and status and the character of whose duties as such member or employee are a matter of record in the Department of State, while he is engaged exclusively in the performance of activities recognized by the Department of State as being within the scope of the functions of such member or employee;

(h) Who is an officially acknowledged and sponsored representative of a foreign government and is in the United States on an official mission for the purpose of conferring or otherwise cooperating with United States intelligence or security personnel;

(i) who is a civilian or one of the military personnel of a foreign armed service coming to the United States pursuant to arrangements made under a mutual defense treaty or agreement, or who has been invited to the United States at the request of an agency of the United States Government; or

(j) who is a person designated by a foreign government to serve as its representative in or to an international organization in which the United States participates or is an officer or employee of such an organization or who is a member of the immediate family of, and resides with, such a representative, officer, or employee.

Retention of
registration state-
ments.

SEC. 4. The Attorney General shall retain in permanent form one copy of all registration statements filed under this Act. They shall be public records and open to public examination at such reasonable hours and under such regulations as the Attorney General prescribes, except that the Attorney General, having due regard for the national security and public interest, may withdraw any registration statement from public examination.

Rules and regu-
lations.

SEC. 5. The Attorney General may at any time, make, prescribe, amend, and rescind such rules, regulations, and forms as he deems necessary to carry out the provisions of this Act.

Violation and
penalties.

SEC. 6. (a) Whoever willfully violates any provision of this Act or any regulation thereunder, or in any registration statement willfully make a false statement of a material fact or willfully omits any material fact, shall be fined not more than \$10,000 or imprisoned for not more than five years, or both.

8 USC 1151.
Offense.

(b) Any alien convicted of a violation of this Act or any regulation thereunder is subject to deportation in the manner provided by chapter 5, title II, of the Immigration and Nationality Act (66 Stat. 163).

Compliance.

SEC. 7. Failure to file a registration statement as required by this Act is a continuing offense for as long as such failure exists, notwithstanding any statute of limitation or other statute to the contrary.

Separability.

SEC. 8. Compliance with the registration provisions of this Act does not relieve any person from compliance with any other applicable registration statute.

SEC. 9. If any provision of this Act or the application thereof to any person or circumstances is held invalid, the remainder of the Act, and the application of such provisions to other persons or circumstances, is not affected thereby.

Approved August 1, 1956.

Public Law 894

CHAPTER 850

AN ACT

August 1, 1956
[H. R. 6024]

To withdraw and restore to its previous status under the control of the Territory of Hawaii certain land at Kaakaukui, Honolulu, Oahu, Territory of Hawaii.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all of the following-described land, together with improvements located thereon, situate at Kaakaukui, Honolulu, Oahu, Territory of Hawaii, which forms a part of the public lands ceded and transferred to the United States by the Republic of Hawaii under joint resolution numbered 55 of July 7, 1898 (30 Stat. 750), is hereby restored to the possession, use, and control of the government of the Territory of Hawaii;

Hawaii.
Land restoration.

48 USC 661.

Beginning at the northwest corner of this parcel of land at a point on the harbor line, the coordinates of said point of beginning referred to Government Survey Triangulation Station "PUNCHBOWL" being 4,861.99 feet south and 6,392.17 feet west, and running by azimuths measured clockwise from true south:

(1) 309 degrees 00 minutes 214.10 feet along the remainder of submerged area transferred to the General Services Administration by the Secretary of the Army by letter dated November 12, 1949, as provided in the Act of June 16, 1949 (Public Law Numbered 105, Eighty-first Congress);

63 Stat. 380.
40 USC 352 note.

(2) 38 degrees 46 minutes 253.18 feet along the remainder of land transferred to the General Services Administration by the Secretary of the Army by letter dated November 12, 1949, as provided in the Act of June 16, 1949 (Public Law Numbered 105, Eighty-first Congress);

(3) Thence along the remainder of land transferred to the General Services Administration by the Secretary of the Army by letter dated November 12, 1949, as provided in the Act of June 16, 1949 (Public Law Numbered 105, Eighty-first Congress), on a curve to the left with a radius of 110 feet, the chord azimuth and distance being: 353 degrees 54 minutes 10 seconds 155.19 feet;

(4) 309 degrees 02 minutes 20 seconds 196.57 feet along the remainder of land transferred to the General Services Administration by the Secretary of the Army by letter dated November 12, 1949, as provided in the Act of June 16, 1949 (Public Law Numbered 105, Eighty-first Congress);

40 USC 352 note.

(5) Thence along the remainder of land transferred to the General Services Administration by the Secretary of the Army by letter dated November 12, 1949, as provided in the Act of June 16, 1949 (Public Law Numbered 105, Eighty-first Congress), on a curve to the left with a radius of 100 feet, the chord azimuth and distance being: 281 degrees 01 minute 10 seconds 93.96 feet;

40 USC 352 note.

(6) 253 degrees 00 minutes 157.01 feet along the remainder of land transferred to the General Services Administration by the Secretary of the Army by letter dated November 12, 1949, as provided in the Act of June 16, 1949 (Public Law Numbered 105, Eighty-first Congress);

40 USC 352 note.

(7) 219 degrees 00 minutes 59.33 feet along the remainder of land transferred to the General Services Administration by the Secretary of the Army by letter dated November 12, 1949, as provided in the Act of June 16, 1949 (Public Law Numbered 105, Eighty-first Congress);

40 USC 352 note.

40 USC 352 note.

(8) 218 degrees 57 minutes 1,102.61 feet along the remainder of land transferred to the General Services Administration by the Secretary of the Army by letter dated November 12, 1949, as provided in the Act of June 16, 1949 (Public Law Numbered 105, Eighty-first Congress), and along remainder of land under the jurisdiction of the Secretary of the Army, portion of Presidential Executive Order Numbered 5487 and portion of land transferred to the War Department by the Secretary of Labor (by letter dated December 16, 1939);

(9) 309 degrees 00 minutes 224.49 feet along the remaining portion of immigration station lot;

(10) 264 degrees 25 minutes 161.35 feet along the remaining portion of immigration station lot;

(11) 174 degrees 25 minutes 17.53 feet along the remaining portion of immigration station lot;

(12) 264 degrees 25 minutes 132 feet along the remaining portion of immigration station lot, along land transferred to Department of Labor by the Secretary of War (by letter dated December 20, 1939);

(13) 354 degrees 25 minutes 185.08 feet along the west side of Ala Moana Road to concrete monument numbered 2;

(14) 325 degrees 17 minutes 192.75 feet along the west side of Ala Moana Road to concrete monument numbered 3;

(15) 52 degrees 23 minutes 329.02 feet along city and county sewer pumping station to concrete monument numbered 4;

(16) 322 degrees 23 minutes 199.75 feet along city and county sewer pumping station to concrete monument numbered 5;

(17) 52 degrees 23 minutes 797.92 feet along the remaining portion of the land of Kaakaukui, L. C. Aw. 7712, Apana 6 to M. Kekuanaoa for V. Kamamalu (quitclaim deed, Hawaiian Government to the Bernice Pauahi Bishop estate, dated September 9, 1891, and recorded in liber 135, page 38), to concrete monument numbered 6;

(18) 52 degrees 23 minutes 2,470.94 feet along the remaining portion of the land of Kaakaukui, L. C. Aw. 7712, Apana 6 to M. Kekuanaoa for V. Kamamalu (quitclaim deed, Hawaiian Government to the Bernice Pauahi Bishop estate, dated September 9, 1891, and recorded in liber 135, page 38), over submerged area;

(19) 145 degrees 00 minutes 200.98 feet over submerged area;

(20) 189 degrees 25 minutes 1,206.87 feet over submerged area;

(21) 219 degrees 00 minutes 1,435.55 feet over submerged area and along the extension of the harbor line to the point of beginning and containing a total area of 69.90 acres, reserving, however, to the General Services Administration (United States Public Health Service), Corps of Engineers, and other departments and agencies having the use and control of areas set aside to the United States by Executive order, a nonexclusive right-of-way forty feet wide for vehicular and pedestrian traffic from the Ala Moana Road, to said areas and from said areas to the Ala Moana Road, reserving also to the United States the right to use approximately .10 acre of land in the northwest corner thereof now occupied by building known as No. 61 for so long as the present building remains on this property.

Effective date.

SEC. 2. This Act shall take effect upon the payment to the United States by the Territory of Hawaii of the fair appraised value, as of the date of approval of this Act, of the buildings then remaining on the land described in section 1, such appraised value to be determined by three appraisers whose compensation shall be paid by the Territory of Hawaii and who shall be appointed, one by the Secretary of the Army, one by the Governor of Hawaii, and the third by the two appraisers so appointed.

Approved August 1, 1956.

Public Law 895

CHAPTER 851

AN ACT

To amend certain sections of the Hawaiian Organic Act, as amended, relating to the Legislature of the Territory of Hawaii.

August 1, 1956
[H. R. 8837]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 30 of the Hawaiian Organic Act (48 U. S. C. 565) is amended to read as follows:

Hawaii.
Legislature.

31 Stat. 146.

"SEC. 30. SENATE; NUMBER; TERM.—The senate shall be composed of twenty-five members, who shall be elected by the qualified voters of the respective senatorial districts for a term of four years beginning with their election and ending on the day of the second general election after their election: *Provided, however,* That (1) senators elected at the general election of 1956 shall continue to hold office until the expiration of the terms for which they were elected and shall be deemed to have been elected from the new senatorial district in which they resided at the time of their election; and (2) that at the first session of the legislature subsequent to the general election of 1958, the legislature shall so assign the senators to long or short terms, that as nearly as possible one half of them, including the holdover senators, shall hold office for two years and the remaining senators shall hold office for four years. In the event that the legislature fails to make the necessary assignments of short and long terms for senators as herein required, the Governor shall do so."

Number of mem-
bers.

Term of office.

SEC. 2. Section 32 of said Act (48 U. S. C. 568) is amended to read as follows:

31 Stat. 147.

"SEC. 32. SENATORIAL DISTRICTS.—For the purpose of representation in the senate, the Territory is divided into the following senatorial districts, namely:

"First senatorial district: That portion of the island of Hawaii known as Puna, Hilo and Hamakua;

"Second senatorial district: That portion of the island of Hawaii known as Kau, Kona and Kohala;

"Third senatorial district: The islands of Maui, Molokai, Lanai and Kahoolawe;

"Fourth senatorial district: That portion of the island of Oahu lying east and south of Nuuanu Street and Pali Road and the upper ridge of the Koolau Range from the Nuuanu Pali to Makapuu Point and all other islands not specifically enumerated;

"Fifth senatorial district: That portion of the island of Oahu lying west and north of the fourth senatorial district; and

"Sixth senatorial district: The islands of Kauai and Niihau."

SEC. 3. Section 33 of said Act (48 U. S. C. 569) is amended to read as follows:

31 Stat. 147.

"SEC. 33. APPORTIONMENT OF SENATORS.—The electors in the said senatorial districts shall be entitled to elect senators as follows:

In the first senatorial district, five;

In the second senatorial district, two;

In the third senatorial district, five;

In the fourth senatorial district, five;

In the fifth senatorial district, five;

In the sixth senatorial district, three."

SEC. 4. Section 35 of said Act (48 U. S. C. 570) is amended to read as follows:

31 Stat. 147.

"SEC. 35. HOUSE OF REPRESENTATIVES; NUMBER.—The house of representatives shall be composed of fifty-one members, who shall be elected by the qualified voters of the respective representative districts."

31 Stat. 147.

SEC. 5. Section 38 of said Act (48 U. S. C. 574) is amended to read as follows:

"SEC. 38. REPRESENTATIVE DISTRICTS.—For the purpose of representation in the house of representatives, the Territory is divided into the following representative districts:

"First representative district: That portion of the island of Hawaii known as Puna;

"Second representative district: That portion of the island of Hawaii known as South Hilo;

"Third representative district: That portion of the island of Hawaii known as North Hilo and Hamakua;

"Fourth representative district: That portion of the island of Hawaii known as Kau and South Kona and that portion of North Kona, for convenience herein referred to as Keauhou, more particularly described as follows: (1) from a point at the seashore between the lands of Holauloa 1 and 2 and Puapuaa 2 running northeasterly along the boundary of Holualoa 1 and 2 to Puu Laalaau; (2) easterly in a straight line to a point called Naohueleelua being the common corner of the lands of Puuanahulu, Kaohe and Keauhou 2d; (3) southeasterly along the common boundary between Hamakua and North Kona Districts to the summit of Mauna Loa; (4) westerly along the common boundary between Kau and North Kona Districts to the easterly boundary of South Kona District; (5) northerly and westerly along the boundary between North and South Kona Districts to the seashore; and (6) northerly along the seashore to the point of beginning;

"Fifth representative district: That portion of the island of Hawaii known as Kohala and that portion of North Kona not included in the fourth representative district;

"Sixth representative district: The islands of Molokai and Lanai;

"Seventh representative district: The islands of Maui and Kahoolawe;

"Eighth representative district: That portion of the island of Oahu known as Koolaupoko and Koolauloa;

"Ninth representative district: That portion of the island of Oahu known as Waialua and Wahiawa;

"Tenth representative district: That portion of the island of Oahu known as Ewa and Waianae;

"Eleventh representative district: That portion of the island of Oahu, for convenience herein referred to as Kalihi, more particularly described as follows: (1) from the intersection of Kalihi and Auiki Streets running westerly along Auiki Street to Mokauea Street; (2) southwesterly along Mokauea Street extension extended to a point on the outer edge of the reef; (3) westerly along the outer edge of the reef to a point on the Moanalua-Halawa boundary; (4) northerly and northeasterly along the Moanalua-Halawa boundary to the top of Koolau Range; (5) southeasterly along the top of Koolau Range to a place called 'Puu Lanihuli'; (6) southwesterly along the top of the ridge between the lands of Kalihi, Kapalama and Nuuanu to Kalihi Street; and (7) southwesterly along Kalihi Street to the point of beginning;

"Twelfth representative district: That portion of the island of Oahu, for convenience herein referred to as Upper Nuuanu, more particularly described as follows: (1) from the intersection of King and Kalihi Streets running northeasterly along Kalihi Street to the ridge between the lands of Kalihi, Kapalama and Nuuanu; (2) northeasterly along the top of said ridge to a point on the Koolau Range called Puu Lanihuli; (3) easterly along the top of said range to Pali Road at the Nuuanu Pali; (4) southwesterly along Pali Road to

Nuuanu Avenue and southwesterly along Nuuanu Avenue to School Street; (5) northwesterly along School Street to the centerline of the Kapalama drainage canal (Waikiki Branch); (6) southwesterly along said canal to the centerline of the main Kapalama drainage canal; (7) southwesterly along said canal to King Street; and (8) northwesterly along King Street to the point of beginning.

"Thirteenth representative district: That portion of the island of Oahu for convenience herein referred to as Kapalama, more particularly described as follows: (1) from the junction of the Honolulu Harbor Channel and the reef running westerly along the outer edge of the reef to Mokauea Street extension extended; (2) northeasterly along Mokauea Street extension extended to Sand Island Road; (3) northeasterly along Mokauea Street extension to Auiki Street; (4) easterly along Auiki Street to Kalihi Street; (5) northeasterly along Kalihi Street to King Street; (6) southeasterly along King Street to the center line of the Main Kapalama drainage canal; (7) northerly along said canal to the center line of the Kapalama drainage canal (Waikiki Branch); (8) northeasterly along said canal to School Street; (9) southeasterly along School Street to Nuuanu Avenue; (10) southwesterly along Nuuanu Avenue to the sea, and (11) southwesterly along the middle of Honolulu Harbor and Honolulu Harbor Channel to the point of beginning.

"Fourteenth representative district: That portion of the island of Oahu, for convenience herein referred to as Pauoa, more particularly described as follows: (1) from the junction of the Honolulu Harbor Channel and the outer edge of the reef running northeasterly along the middle of Honolulu Harbor Channel and Honolulu Harbor to the intersection of Queen Street and Nuuanu Avenue; (2) northeasterly along Nuuanu Avenue to Pali Road and northeasterly along Pali Road to the top of Koolau Range at the Nuuanu Pali; (3) easterly and southerly along the top of the Koolau Range to a point called Puu Konahuanui; (4) southwesterly along the top of the ridge between the lands of Nuuanu, Pauoa and Manoa to a mountain peak called Puu Ohia or Tantalus; (5) southwesterly along the top of the ridge between the lands of Makiki and Kalawahine to the intersection of Nehoa Street and Lewalani Drive; (6) southerly along Lewalani Drive and Piikoi Street to Wilder Avenue; (7) easterly along Wilder Avenue to Punahou Street; (8) southerly along Punahou Street to King Street; (9) westerly along King Street to Kalakaua Avenue; (10) southerly along Kalakaua Avenue to the center line of the Ala Wai Canal; (11) westerly along said canal and along the line of said canal extended to the outer edge of the reef; and (12) westerly along the outer edge of the reef to the point of beginning.

"Fifteenth representative district: That portion of the island of Oahu, for convenience herein referred to as Manoa and Waikiki, more particularly described as follows: (1) from the intersection of Kalakaua Avenue and the center line of the Ala Wai Canal running northerly along Kalakaua Avenue to King Street; (2) easterly along King Street to Punahou Street; (3) northerly along Punahou Street to Wilder Avenue; (4) westerly along Wilder Avenue to Piikoi Street; (5) northerly along Piikoi Street to Lewalani Drive; (6) northerly along Lewalani Drive to Nehoa Street; (7) northeasterly along the top of the ridge between the lands of Makiki and Kalawahine to a mountain peak called Puu Ohia or Tantalus; (8) northeasterly along the top of the ridge between the lands of Pauoa, Manoa and Nuuanu to a point on the Koolau Range called Puu Konahuanui; (9) southeasterly along the top of said range to a place called Mountain Olympus; (10) southwesterly along the top of Waahila Ridge to the top edge of Palolo Valley; (11) southwesterly along the top edge of said

valley to the forest reserve boundary; (12) southwesterly along the southeasterly boundary of Saint Louis Heights tract, series 2 (file plan 464) to the southerly boundary of said tract one hundred feet southeasterly from Alencastre Street; (3) southwesterly parallel to and one hundred feet from Alencastre Street and Saint Louis Drive to Waialae Avenue; (14) westerly along Waialae Avenue to Kapahulu Avenue extended; (15) southerly across Waialae Avenue and along Kapahulu Avenue to Kalakaua Avenue; (16) westerly along Kapahulu Avenue extended to the outer edge of the reef; (17) northwesterly along the outer edge of the reef to a point on the line extended of the center line of the Ala Wai Canal; and (18) easterly along said line to the point of beginning;

“Sixteenth representative district: That portion of the island of Oahu, for convenience herein referred to as Kaimuki and Kapahulu, more particularly described as follows: (1) from a point at the seacoast at a place called Black Point running westerly along the seacoast to Kapahulu Avenue extended to the sea; (2) easterly across Kalakaua Avenue and easterly and northerly along Kapahulu Avenue to Waialae Avenue; (3) easterly along Waialae Avenue to a point one hundred feet easterly of Saint Louis Drive; (4) northeasterly across Waialae Avenue then parallel to and one hundred feet from Saint Louis Drive and Alencastre Street to the southerly boundary of Saint Louis Heights tract, series 2 (file plan numbered 464); (5) northeasterly along the southeasterly boundary of said tract to the forest reserve boundary; (6) northeasterly along the top ridge of Palolo Valley to the top of Waahila Ridge; (7) northeasterly along the top of Waahila Ridge to a point on Koolau Range called Mount Olympus; (8) easterly along the top of the Koolau Range to the top of the ridge between the lands of Waialae Nui and Palolo; (9) southwesterly along the top of said ridge to a place called Kalepeamoa; (10) southwesterly along Mauumae Ridge to Sierra Drive; (11) southwesterly along Sierra Drive to Waialae Avenue; (12) easterly along Waialae Avenue to Thirteenth Avenue; (13) southwesterly along Thirteenth Avenue and Ocean View Drive to Kilauea Avenue; (14) westerly along Kilauea Avenue to Makapuu Avenue; (15) southwesterly along Makapuu Avenue to Diamond Head Road; and (16) southeasterly along Diamond Head Road to the military road and along the military road extended to the point of beginning;

“Seventeenth representative district: That portion of the island of Oahu not included in any other representative district on the island of Oahu, together with all other islands not included in any other representative district;

“Eighteenth representative district: The islands of Kauai and Niihau.

Wherever a roadway or intersection of one or more roadways is designated as a boundary in any of the above descriptions, the centerline of such roadway or intersection is intended as such boundary.”

31 Stat. 148.

SEC. 6. Section 39 of said Act (48 U. S. C. 575) is amended to read as follows:

“SEC. 39. APPORTIONMENT OF REPRESENTATIVES.—The electors in said representative districts shall be entitled to elect representatives as follows, prior to the first reapportionment: First, one; second, four; third, one; fourth, one; fifth, one; sixth, one; seventh, five; eighth, two; ninth, two; tenth, two; eleventh, three; twelfth, three; thirteenth, three; fourteenth, five; fifteenth, six; sixteenth, four; seventeenth, three; eighteenth, four.”

SEC. 7. Section 55 of said Act, as amended (48 U. S. C. 562) is amended in the following respects: Legislative power.

(a) By deleting therefrom the following words: "The legislature, at its first regular session after the census enumeration shall be ascertained, and from time to time thereafter, shall reapportion the membership in the senate and house of representatives among the senatorial and representative districts on the basis of the population in each of said districts who are citizens of the Territory; but the", and by inserting in lieu thereof the word "The". 31 Stat. 150.

(b) By inserting at the end of said section three new paragraphs as follows:

"On or before June 1 of the year 1959, and of each tenth year thereafter, the Governor shall reapportion the members of the house of representatives in the following manner: The total number of representatives shall first be reapportioned among four basic areas; namely, (1) the island of Hawaii, (2) the islands of Maui, Molokai, Lanai and Kahoolawe, (3) the island of Oahu and all other islands not specifically enumerated, and (4) the islands of Kauai and Niihau, on the basis of the number of voters registered at the last preceding general election in each of such basic areas and computed by the method known as the method of equal proportions, no basic area to receive less than one member. Upon the determination of the total number of representatives to which each basic area is entitled, such total shall be reapportioned among the one or more representative districts within each basic area on the basis of the number of voters registered at the last preceding general election within each of such representative districts and computed by the method known as the method of equal proportions no representative district to receive less than one member. Upon any reapportionment, should the total number of voters registered in any representative district be less than one-half of the quotient obtained by dividing the total number of voters registered in the Territory by the total number of members to which the house is entitled, then, as part of such reapportionment, the basic area within which such representative district lies shall be redistricted by the Governor in such manner that the total number of voters registered in each new representative district therein shall be more than one-half of such quotient. Reapportionment.

"The Governor shall thereupon issue a proclamation showing the results of such reapportionment, and such reapportionment shall be effective for the election of members to such house for the next five succeeding legislatures. Proclamation.

"Original jurisdiction is hereby vested in the supreme court of the Territory to be exercised on the application of any registered voter, made within thirty days following the date specified above, to compel, by mandamus or otherwise, the Governor to perform the above duty; and made within thirty days following the date of such proclamation, to compel, by mandamus or otherwise, the correction of any error made in such reapportionment."

SEC. 8. Subsection (a) of section 7 of this Act shall take effect upon the approval of this Act. The remainder of this Act shall first take effect with respect to the Thirtieth Legislature of the Territory of Hawaii and apply to each Legislature thereafter. The Twenty-eighth and Twenty-ninth Legislatures of said Territory shall continue to be governed by the same provisions of said Organic Act which were in effect prior to the approval of this Act, except that portion of section 55 of said Organic Act which is deleted by subsection (a) of section 7 of this Act. Effective dates.

Approved August 1, 1956.

Public Law 896

CHAPTER 852

AN ACT

August 1, 1956
[H. R. 11522]

To implement section 25 (b) of the Organic Act of Guam by carrying out the recommendations of the Commission on the Application of Federal Laws to Guam, and for other purposes.

Guam.
Application of
Federal laws.
Federal Seed
Act.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) section 101 (a) (8) (A) (ii) of the Federal Seed Act (53 Stat. 1275, 1277; 7 U. S. C. 1561 (a) (8) (A) (ii)), is amended by inserting immediately after the words "Puerto Rico," the word "Guam,".

(b) Section 101 (a) (9) (A) (ii) of the Federal Seed Act (53 Stat. 1275, 1277; 7 U. S. C. 1561 (a) (9) (A) (ii)), is amended by inserting immediately after the words "Puerto Rico," the word "Guam,".

National banks.
13 Stat. 99.
12 USC 38 and
note.

SEC. 2. The National Bank Act, and all other Acts of Congress relating to national banks, shall, insofar as not locally inapplicable hereafter, apply to Guam.

Federal Deposit
Insurance Act.

SEC. 3. The Federal Deposit Insurance Act (64 Stat. 873; 12 U. S. C., secs. 1811-1831), is amended—

(a) by inserting the word "Guam," after the words "Puerto Rico," in subsection (a) of section 3, and by substituting a comma for the period at the end of such subsection (a) and adding the following words "and the word 'State' means any State of the United States, the District of Columbia, any Territory of the United States, Puerto Rico, Guam, or the Virgin Islands.";

(b) by inserting the word "Guam," after the words "Puerto Rico," in each place where they appear in subsections (d), (e), and (o) of section 3;

(c) by inserting the word "Guam," after the words "Puerto Rico," in the first proviso of subsection (l) of section 3; and

(d) by inserting the words "of Guam," after the words "of Puerto Rico," where they appear in subsection (m) of section 3.

Insurance busi-
ness.

SEC. 4. Section 5 of the Act of March 9, 1945 (59 Stat. 33, 34; 15 U. S. C., sec. 1015), is amended by inserting immediately after the words "Puerto Rico," the word "Guam,".

Roads to histori-
cal areas.

SEC. 5. Section 2 of the Act of June 3, 1948 (62 Stat. 334; 16 U. S. C., sec. 8f), is amended by inserting immediately after the words "Puerto Rico," the word "Guam,".

Park programs.

SEC. 6. Section 4 of the Act of June 23, 1936 (49 Stat. 1894, 1895; 16 U. S. C., sec. 17n), is amended by inserting immediately after the words "Puerto Rico," the word "Guam,".

Wildlife restora-
tion.
55 Stat. 632.
16 USC 669g-1.

SEC. 7. Subsection (a) of section 8 of the Act of September 2, 1937 (50 Stat. 917), as amended, is further amended (i) by inserting the words "the Governor of Guam," immediately following the words "the Commissioner of Agriculture and Commerce of Puerto Rico," (ii) by inserting the word "Guam," immediately following the words "Puerto Rico," where such words appear for the second time in such subsection, (iii) by inserting the word "Guam," immediately following the words "not exceeding \$10,000 each for Puerto Rico," and (iv) by inserting by the word "Guam," immediately following the words "Puerto Rico," in the second sentence of such subsection.

Fish restoration.
16 USC 777k.

SEC. 8. Section 12 of the Act of August 9, 1950 (64 Stat. 434), as amended, is further amended (i) by inserting the words "the Governor of Guam," immediately following the words "the Commissioner of Agriculture and Commerce of Puerto Rico," (ii) by inserting the word "Guam," immediately following the words "Puerto Rico," where such words appear for the second time in such subsection, (iii) by inserting the word "Guam," immediately following the words "not exceeding \$10,000 each for Puerto Rico," and (iv) by inserting the

word "Guam," immediately following the words "Puerto Rico," in the second sentence of such subsection.

SEC. 9. (a) Guam shall be entitled to share in the benefits of the Vocational Education Act of 1946 (60 Stat. 775), and any Act amendatory thereof or supplementary thereto, upon the same terms and conditions as any of the several States. There is hereby authorized to be appropriated, for the fiscal year ending June 30, 1955, and annually thereafter, the sum of \$80,000, to be available for allotment to Guam under such Act and the modifications hereinafter provided.

Vocational education.
20 USC 151 note.
Appropriations.

(b) Sums appropriated under the authority of subsection (a) of this section shall be allocated for vocational education in (1) agriculture, (2) home economics, (3) trades and industries, and (4) distributive occupations, in the proportion which the amount authorized to be appropriated under paragraphs (1), (2), (3), and (4), respectively, of section 3 of the Vocational Education Act of 1946, bears to the sum of such amounts except insofar as the Commissioner of Education, with the approval of the Secretary of Health, Education, and Welfare, deems it necessary to modify said proportions to meet special conditions existing in Guam.

20 USC 15j.

(c) The provisions of section 3 (60 Stat. 775; 20 U. S. C., sec. 15j), section 7 (60 Stat. 775, 777; 20 U. S. C., sec. 15o), and section 8 (b) (60 Stat. 775, 777; 20 U. S. C., sec. 15p (b)), of the Vocational Education Act of 1946, shall apply to sums appropriated under this section with such modifications as the Commissioner of Education, with the approval of the Secretary of Health, Education, and Welfare, shall deem necessary to meet special conditions existing in Guam.

(d) In addition to the sums authorized to be appropriated under section 9 of the Vocational Education Act of 1946 (60 Stat. 775, 777; 20 U. S. C., sec. 15q), there are hereby authorized to be appropriated such additional sums as may be necessary to carry out the provisions of this section, such sums to be expended for the same purposes and in the same manner as provided in section 7 of the Act of February 23, 1917 (39 Stat. 929, 933), as amended (20 U. S. C., sec. 15).

SEC. 10. The Act of September 30, 1950 (64 Stat. 1100; 20 U. S. C., sec. 236 and the following), as amended by Public Law 248, Eighty-third Congress, 67 Stat. 530; is further amended by adding the word "Guam," immediately following the words "Wake Island," wherever they appear in such Act.

Education in
Federally affected
areas.

SEC. 11. Paragraph (14) of section 210 of the Act of September 23, 1950 (64 Stat. 967, 977), as amended, is further amended by inserting immediately after the words "Puerto Rico," the word "Guam,".

20 USC 280.

SEC. 12. (a) The heading of section 4735 of the Internal Revenue Code of 1954 is amended by inserting the word "GUAM," immediately following the words "THE TRUST TERRITORY OF THE PACIFIC ISLANDS,".

Narcotic drug
taxes.

(b) Section 4735 of the Internal Revenue Code of 1954 is amended by adding thereto the following new subsection:

68A Stat. 559.
26 USC 4735.

"(d) GUAM.—In Guam the administration of sections 4701 to 4707, inclusive; sections 4721 to 4726, inclusive; sections 4732 to 4734, inclusive; and insofar as they relate to narcotic drugs, sections 4771 to 4776, inclusive; the collections of the special tax imposed by section 4721 and the issuance of the order forms specified in section 4705, shall be performed by the appropriate internal revenue officers of Guam, and all revenues collected thereunder in Guam shall accrue intact to the general government thereof."

26 USC 4701-
4776.

(c) Section 4705 (h) of the Internal Revenue Code of 1954 is amended by adding at the end thereof the following new sentence: "For issuance of order forms in Guam, see section 4735 (d)."

68A Stat. 553.
26 USC 4705.
Supra.

Effective date.	(d) The amendments made by this section shall take effect on the first day of the third month which begins more than ten days after the date of enactment of this Act.
Opium.	SEC. 13. Subchapter B of part I, subchapter A, chapter 39 of the Internal Revenue Code of 1954 is amended by inserting immediately after section 4715, the following new section to be numbered section 4716:
68A Stat. 554. 26 USC 4715:	4716:
	"SEC. 4716. APPLICATION TO GUAM.
	"The provisions of this subpart shall be applicable to Guam, and in Guam the administration of this subpart shall be performed by the appropriate internal revenue officers of the Government of Guam, and all revenues collected thereunder in Guam shall accrue intact to the government thereof."
Marihuana. 68A Stat. 568. 26 USC 4774.	SEC. 14. Section 4774 of the Internal Revenue Code of 1954 is amended by striking the period at the end thereof and inserting in lieu thereof the following: " <i>Provided</i> , That (notwithstanding section 7651), sections 4741 to 4762, inclusive, as amended, and, insofar as they relate to marihuana, sections 4771 to 4776, inclusive, shall not apply to Guam."
26 USC 7651. 26 USC 4741-4776.	SEC. 15. (a) It shall be unlawful for any person to produce, manufacture, compound, possess, sell, give away, deal in, dispense, administer, or transport marihuana in Guam, or to import marihuana into or export it from Guam.
26 USC 4761.	(b) As used in subsection (a) of this section, the term "marihuana" shall have the meaning now or hereafter ascribed to it in section 4761 (2) of the Internal Revenue Code, and the term "produce" shall mean (a) plant, cultivate, or in any way facilitate the natural growth of marihuana, or (b) harvest and transfer or make use of marihuana.
Penalties.	(c) Any person who shall violate subsection (a) of this section shall be punished for the first offense by a fine of not more than \$2,000, or by imprisonment in jail for not less than two or more than five years, or by both, and shall be punished for each subsequent offense by a fine of not more than \$2,000, or by imprisonment in jail for not less than five years or more than ten years, or by both; and any marihuana involved in any violation of subsection (a) of this section may be seized, and the court may order its confiscation and destruction.
Vocational rehabilitation. 68 Stat. 661. 29 USC 42.	SEC. 16. (a) Subsection (g) of section 11 of the Vocational Rehabilitation Act (68 Stat. 652, 662), is amended by striking the words "and for the purposes of section 4, includes also Guam" and inserting the words "and Guam".
	(b) Subsection (h) of section 11 of the Vocational Rehabilitation Act (68 Stat. 652, 662), is amended by inserting immediately after the words "Puerto Rico" the word "Guam".
	(c) Subsection (i) of section 11 of the Vocational Rehabilitation Act (68 Stat. 652, 662), is amended by inserting immediately after the words "Puerto Rico" the word "Guam".
Employment service.	SEC. 17. (a) Subsection (b) of section 3 of the Act of June 6, 1933 (48 Stat. 113, 114), as amended (29 U. S. C., sec. 49b (b)), is further amended by inserting immediately after the words "Puerto Rico," the word "Guam,".
	(b) Subsection (b) of section 5 of the Act of June 6, 1933 (48 Stat. 113, 115), as amended (29 U. S. C., sec. 49d (b)), is further amended by inserting immediately after the words "Puerto Rico," the word "Guam,".
Public health. Grants and services.	SEC. 18. Effective July 1, 1956, section 314 of the Public Health Service Act (58 Stat. 682, 693), as amended (42 U. S. C., sec. 246), is further amended by adding the following new subsection:
	"(1) Except as otherwise provided in this subsection, the provisions of this section shall be applicable to Guam in the same manner in

which they apply to the States. Amounts paid to Guam from its allotment under subsections (a), (b), (c), or (e) of this section, together with matching funds of Guam, may, with the approval of the Surgeon General, be expended in carrying out the purposes specified in any such subsection or subsections other than the one under which the allotment was made.

SEC. 19. (a) Subsection (a) of section 631 of the Public Health Service Act (42 U. S. C., sec. 291i (a)), is amended by inserting immediately after the words "Puerto Rico" the word "Guam,".

Hospital construction.
60 Stat. 1046.

(b) Subsection (d) of section 631 of the Public Health Service Act (42 U. S. C., sec. 291i (d)), is amended by inserting immediately after "Puerto Rico," the word "Guam,".

(c) Sections 624 and 652 of the Public Health Service Act (42 U. S. C., sec. 291g and 291t), are each amended by inserting immediately after the words "the Virgin Islands" the words "or Guam".

62 Stat. 1103; 68 Stat. 462.

SEC. 20. Section 73 of the Act of January 12, 1895 (28 Stat. 601, 612), as amended (44 U. S. C., sec. 183), is further amended by inserting the word "Guam," immediately after the words "Puerto Rico,".

Congressional Record.
Free copies.
49 Stat. 1547.

SEC. 21. The language preceding the proviso in subsection (a) of section 26 (64 Stat. 384, 391; 48 U. S. C., sec. 1421d (a)), of the Organic Act of Guam is amended to read as follows: "The Governor shall receive an annual salary at the rate provided for the Governor of the Virgin Islands in the Executive Pay Act of 1949, as heretofore or hereafter amended, to be paid by the United States."

Governor's salary.

SEC. 22. The Act of August 9, 1939 (53 Stat. 1291), as amended (49 U. S. C., secs. 781-788), is further amended by adding at the end of section 8 the following new section 9:

63 Stat. 880.
48 USC 1405s-1.
Ante, p. 739.

"SEC. 9. (a) In Guam the enforcement and administration of this Act shall be performed by the Governor of Guam, acting through such officers of the Government of Guam as he may designate.

Carriers of contraband articles.

"(b) The Governor of Guam is authorized to carry out the provisions of the related laws set forth in section 4 of this Act, with such modifications as he shall deem necessary to meet special conditions on Guam; and the Governor is further authorized to make such rules and regulations as may be necessary to carry out the provisions of this Act on Guam."

SEC. 23. Paragraphs (11) and (12) of article 2 of the Uniform Code of Military Justice (64 Stat. 108, 109; 50 U. S. C., sec. 552 (11) and (12)), are amended by inserting immediately after the words "Puerto Rico," the word "Guam,".

Uniform Code of Military Justice.

SEC. 24. The laws of the United States relating to copyrights, and to the enforcement of rights arising thereunder, shall have the same force and effect in Guam as in the continental United States.

Copyrights.

SEC. 25. The Library Services Act (Public Law 597, Eighty-fourth Congress, second session; 70 Stat. 293) is amended—

Library Services Act, amendments.

(a) in subsection (a) of section 4 by inserting "each to Guam and" after "\$10,000";

(b) in subsection (a) of section 6 by inserting "and of Guam" after "Virgin Islands";

(c) in subsection (c) of section 6 by inserting "Guam," after "Puerto Rico,"; and

(d) in subsection (a) of section 9 by inserting "Guam," after "Puerto Rico,".

Approved August 1, 1956.

Public Law 897

CHAPTER 853

August 1, 1956
[H. R. 8474]

AN ACT

To quiet title and possession with respect to certain real property in the State of Alabama.

Alabama.
Real property
quiet title.

6 Stat. 441.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) the United States hereby releases, relinquishes, remises, and quitclaims all right, title, interest, claim, or demand which it may have in and to the tract of land described in subsection (b) of this Act to the person or persons who, under the laws of the State of Alabama (including the laws of prescription and adverse possession), are or would be, except for any claim of right, title, or interest in and to such tract of land on the part of the United States, the lawful owners of such land. The restrictions on the alienation of such land that are contained in the Act of May 29, 1830, are repealed, and the validity of all transfers of title to such land that were made after May 29, 1830, shall be determined according to the laws of Alabama.

(b) The tract of land referred to in subsection (a) consists of those parts of the Giles McNulty Indian Reservation and of the Thomas Wilson Indian Reservation, which lie in township 3 south, range 2 east, Huntsville meridian, Alabama, and which are more particularly described as follows: Beginning at a point on the north boundary of the Thomas Wilson Reservation, said point being north 83 degrees 30 minutes west 19.10 chains from the northeast corner of said reservation; thence south 6 degrees 15 minutes west 41.30 chains to a point on the east and west division line of said reservation, said point being 19.30 chains westwardly from the center of the east boundary of said reservation; thence north 83 degrees 30 minutes west 34.70 chains to a point in the center of Hurricane Road; thence along the center line of said road south 3 degrees 45 minutes west 9.20 chains; thence north 82 degrees 30 minutes west 5.80 chains; thence north 6 degrees 30 minutes east 9.15 chains to a stake on the division line of said reservation in the old Bell Factory Road; thence along the center of said road south 83 degrees 30 minutes east 5.80 chains to a point in the center of Hurricane Road; thence along the centerline of said road, as it meanders, as follows: north 3 degrees 45 minutes east 13.98 chains; south 86 degrees 50 minutes east 4.48 chains; north 28 degrees 30 minutes east 1.65 chains; north 5 degrees 45 minutes east 21.50 chains; north 34 degrees 45 minutes east 1.83 chains; north 62 degrees 45 minutes east 3.93 chains to the intersection of the center of said road with the north boundary of the Thomas Wilson Indian Reservation and the south boundary of the Giles McNulty Indian Reservation; thence along the boundary of said Indian Reservations north 83 degrees 30 minutes west 57.82 chains to the southwest corner of the Giles McNulty Indian Reservation; thence along the west boundary of said reservation north 7 degrees 30 minutes east 41.00 chains to the center of the west boundary of said Giles McNulty Indian Reservation; thence along the centerline of said reservation south 83 degrees 30 minutes east 46.70 chains to the east bank of Hurricane Creek; thence down said creek, as it meanders, as follows: south 18 degrees east 4.50 chains; south 40 degrees 30 minutes east 7.12 chains; south 28 degrees east 6.10 chains; south 21 degrees east 2.38 chains; south 52 degrees east 7.40 chains; south 40 degrees 30 minutes east 1.92 chains; south 55 degrees east 2.35 chains; south 28 degrees east 3.65 chains; south 51 degrees east 4.66 chains; south 23 degrees east 2.76 chains; south 38 degrees east 3.19 chains; south 21 degrees east 4.23 chains; south 5 degrees east 4.00 chains to the intersection of said creek with the south

boundary of the Giles McNulty Indian Reservation and the north boundary of the Thomas Wilson Indian Reservation; thence south 83 degrees 30 minutes east 0.12 chains to the point of beginning, and containing 389.99 acres, more or less, situate and being in Madison County, Alabama.

Approved August 1, 1956.

Public Law 898

CHAPTER 854

AN ACT

To amend title III of the Servicemen's Readjustment Act of 1944, as amended, and for other purposes.

August 1, 1956
[H. R. 9260]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That title III of the Servicemen's Readjustment Act of 1944, as amended, is hereby amended as follows:

Servicemen's re-
adjustment bene-
fits.
Loans,
59 Stat. 626.
38 USC 694.

(1) Section 500 (a) is amended (A) by striking out "ten" the first time it appears in the fourth sentence and inserting in lieu thereof "eleven", (B) by deleting the colon immediately preceding the last proviso and inserting in lieu thereof the following: "and, notwithstanding any other provision of this section to the contrary, an entitlement may be so excluded and restored to the use of any veteran at any time prior to January 31, 1965, for the purpose of obtaining a loan which will be guaranteed or insured in accordance with the provisions of this title:", and (C) by adding at the end thereof the following: "In computing the aggregate amount of guaranty or insurance entitlement available to a veteran under this title, the Administrator shall exclude the amount of guaranty or insurance entitlement previously used for any loan guaranteed or insured under section 501 which has been repaid in full, and with respect to which the real property which served as security for the loan has been disposed of because the veteran, while in the active service, was transferred by the military department with which he was serving."

38 USC 694a.

(2) Section 500 (c) is amended by striking the third sentence and inserting in lieu thereof: "Upon making a loan as provided herein, the lender shall forthwith transmit to the Administrator a report thereof in such detail as the Administrator may, from time to time, prescribe."

38 USC 694.

(3) Section 501 (a) is amended by striking subsection (3) and inserting in lieu thereof the following: "(3) That the price paid or to be paid by the veteran for such property, or for the cost of construction, repairs, or alterations, does not exceed the reasonable value thereof as determined by the Administrator."

38 USC 694a.

(4) Section 502 (a) is amended by striking out subsection (4) and inserting in lieu thereof the following: "(4) That the price paid or to be paid by the veteran for such property, or for the cost of construction, repairs, or alterations, does not exceed the reasonable value thereof as determined by the Administrator."

38 USC 694b.

(5) Section 503 is amended by striking out subsection (4) and inserting in lieu thereof the following: "(4) That the price paid or to be paid by the veteran for such property, or for the cost of construction, repairs, or alterations, does not exceed the reasonable value thereof as determined by the Administrator."

38 USC 694c.

(6) Section 503A is amended by striking out the first paragraph and inserting in lieu thereof the following: "Whoever knowingly makes, effects, or participates in a sale of any property to a veteran for a consideration in excess of the reasonable value of such property as determined by the Administrator, shall, if the veteran pays for such property in whole or in part with the proceeds of a loan guaranteed

65 Stat. 320.
38 USC 694c-1.

38 USC 694a-694c.

by the Veterans' Administration under section 501, 502, or 503 of this title, be liable for three times the amount of such excess consideration irrespective of whether such person has received any part thereof."

38 USC 694d.

(7) Section 504 is amended by adding a new subsection (d) to read as follows: "(d) No loan for the purchase or construction of residential property shall be financed through the assistance of the provisions of this title unless the veteran applicant, at the time that he applies for the loan, and also at the time that the loan is closed, certifies, in such form as may be required by the Administrator, that he intends to occupy the property as his home. No loan for the repair, alteration, or improvement of residential property shall be financed through the assistance of the provisions of this title unless the veteran applicant, at the time that he applies to the lender for the loan, and also at the time that the loan is closed, certifies, in such form as may be required by the Administrator, that he occupies the property as his home. For the purpose of this title the requirement that the veteran recipient of a guaranteed or direct home loan must occupy or intend to occupy the property as his home shall be construed to mean that the veteran as of the date of his certification actually lives in the property personally as his residence or actually intends upon completion of the loan and acquisition of the dwelling unit to move into the property personally within a reasonable time and to utilize such property as his residence."

38 USC 694g.

(8) Section 506 is amended by designating the existing provisions therein as subsection (a) and by adding a new subsection (b) to read as follows: "(b) Whenever any veteran disposes of residential property securing a guaranteed, insured, or direct loan obtained by him under this title, the Administrator, upon application made by such veteran and by the transferee incident to such disposal, shall issue to such veteran in connection with such disposal a release relieving him of all further liability to the Administrator on account of such loan (including liability for any loss resulting from any default of the transferee or any subsequent purchaser of such property) if the Administrator has determined, after such investigation as he may deem appropriate, that (1) the loan is current, and (2) the purchaser of such property from such veteran (a) has obligated himself by contract to purchase such property and to assume full liability for the repayment of the balance of the loan remaining unpaid, and has assumed by contract all of the obligations of the veteran under the terms of the instruments creating and securing the loan, and (b) qualifies from a credit standpoint, to the same extent as if he were a veteran eligible under section 501 (a), for a guaranteed or insured or direct loan in an amount equal to the unpaid balance of the obligation for which he has assumed liability."

38 USC 694h.

(9) Section 507 is amended (A) by striking out "ten" the first time it appears in subsection (1) and inserting in lieu thereof "eleven", and (B) by striking out subsection (3) and inserting in lieu thereof the following: "(3) The amount of the guaranteed loan does not exceed the reasonable value of the property or business, as determined by the Administrator."

38 USC 694.

(10) Section 500 is amended by adding at the end thereof the following:

"(g) Notwithstanding any other provision of this title, if a loan report or an application for loan guaranty relating to a loan under this title has been received by the Administrator on or before July 25, 1958, such loan may be guaranteed or insured under the provisions of this title on or before July 25, 1959."

Approved August 1, 1956.

Public Law 899

CHAPTER 855

AN ACT

To amend sections 220 and 221 (d) of the Hawaiian Homes Commission Act, 1920.

August 1, 1956
[H. R. 7552]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 220, Hawaiian Homes Commission Act, 1920, as amended (42 Stat. 114, 48 U. S. C. 714), be further amended by adding a new paragraph thereto to read as follows:

Hawaiian Homes
Commission.
62 Stat. 393.

"To enable the construction of irrigation projects which will service Hawaiian homelands, either exclusively or in conjunction with other lands served by such projects, the commission is authorized, with the approval of the governor, to grant to the Hawaiian Irrigation Authority, or to any other agency of the government of the Territory or the United States undertaking the construction and operation of such irrigation projects, licenses for rights-of-way for pipelines, tunnels, ditches, flumes, and other water conveying facilities, reservoirs and other storage facilities, and for the development and use of water appurtenant to Hawaiian homelands; to exchange available lands for public lands, as provided in section 204 (4) of this Act, for sites for reservoirs and subsurface water development wells and shafts; to request any such irrigation agency to organize irrigation projects for Hawaiian homelands and to transfer irrigation facilities constructed by the commission to any such irrigation agency; to agree to pay the tolls and assessments made against community pastures for irrigation water supplied to such pastures; and to agree to pay the costs of construction of projects constructed for Hawaiian homelands at the request of the commission, in the event the assessments paid by the homesteaders upon lands are not sufficient to pay such costs: *Provided*, That licenses for rights-of-way for the purposes and in the manner specified in this section may be granted for a term of years longer than is required for amortization of the costs of the project or projects requiring use of such rights-of-way only if authority for such longer grant is approved by an Act of the Legislature of the Territory of Hawaii. Such payments shall be made from, and be a charge against the Hawaiian home-operating fund."

SEC. 2. Section 221 (d), Hawaiian Homes Commission Act, 1920 (42 Stat. 114, 48 U. S. C. 715 (d)), is hereby amended by deleting therefrom the words "Government-owned water upon the island of Molokai, and" appearing therein between the words "charge" and "Government-owned", and by deleting therefrom the words "any of the water upon the island of Molokai, and" appearing therein between the words "charge" and "any".

Other Govern-
ment-owned water.

SEC. 3. Said section 221 (d), Hawaiian Homes Commission Act, 1920, is hereby further amended by adding a new paragraph thereto, to read as follows:

"Any funds which may be appropriated by Congress as a grant-in-aid for the construction of an irrigation and water utilization system on the island of Molokai designed to serve Hawaiian Homes Commission lands, and which are not required to be reimbursed to the Federal Government, shall be deemed to be payment in advance by the Hawaiian Homes Commission and lessees of the Hawaiian Homes Commission of charges to be made to them for the construction of such system and shall be credited against such charges when made."

SEC. 4. This Act shall take effect upon its approval.

Effectivity.

Approved August 1, 1956.

Public Law 900

CHAPTER 856

AN ACT

August 1, 1956
[H. R. 7890]

To authorize the commissioner of public lands to sell public lands located at Kaneohe Bay, Oahu, to certain persons.

Hawaii, Oahu.
Sale of lands.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, any provision of the Hawaiian Organic Act or laws of Hawaii relating to public lands to the contrary notwithstanding, the commissioner of public lands, with the approval of the Governor and two-thirds of the members of the board of public lands, in his discretion, may transfer and convey by quitclaim deeds to the owner or owners of lots 15 to 27, both inclusive, as shown on map 2 filed in the office of the assistant registrar of the land court of the Territory of Hawaii with land court application 1002, the following-described parcel of land:

Being a portion of the tidelands of Kaneohe Bay, same being artificial accretion, abutting lots 27, 26, 25, 24, 23, 22, 21, 20, 19, 18, 17, 16, and 15 (map 2), land court application 1002. Situate in Kaneohe Bay, Koolaupoko, Oahu, Territory of Hawaii.

Beginning at the south corner of this piece of land, near the common corner of lots 27 and 28 (map 2), land court application 1002, the true azimuth and distance to said common corner being: 332 degrees 20 minutes 1.66 feet, and thence running by azimuths measured clockwise from true south:

1. 152 degrees 20 minutes 123.61 feet along lots 27, 26, and 25 (map 2), land court application 1002;
 2. 168 degrees 40 minutes 150.00 feet along lots 25, 24, 23, and 22 (map 2), land court application 1002;
 3. 195 degrees 50 minutes 190.00 feet along lots 21, 20, 19, 18, and 17 (map 2), land court application 1002;
 4. 184 degrees 20 minutes 97.00 feet along lots 17, 16, and 15 (map 2), land court application 1002;
 5. 204 degrees 40 minutes 51.54 feet along lot 15 (map 2), land court application 1002;
- Thence following channel, along new high water mark, Kaneohe Bay, for the next five courses, the direct azimuths and distances being:
6. 359 degrees 46 minutes 30 seconds 109.12 feet;
 7. 14 degrees 20 minutes 30 seconds 167.94 feet;
 8. 338 degrees 51 minutes 54.09 feet;
 9. 321 degrees 08 minutes 158.32 feet;
 10. 340 degrees 39 minutes 40.83 feet;
 11. 47 degrees 24 minutes 72.56 feet along stone masonry, along Kaneohe Bay;
 12. 32 degrees 26 minutes 30 seconds 58.94 feet along stone masonry, along Kaneohe Bay, to the point of beginning and containing an area of 31,206 square feet or 0.716 acre.

In the event of sale as herein authorized the commissioner shall divide the parcel of land in such manner as he deems fair and equitable into thirteen lots so that each of the lots above mentioned may have access to Kaneohe Bay.

The commissioner may reserve such portions of the area for roadways and other rights-of-way as he deems to be in the public interest.

SEC. 2. Each lot in the area shall be conveyed for a fair and reasonable price, which price shall be determined by a disinterested appraiser or appraisers but not more than three, which shall be appointed by the Governor, and all structures, buildings, and other such improvements shall be valued at \$1.

Price.

SEC. 3. The commissioner shall prior to executing such quitclaim deeds require the lot owners to release all claims for compensation, damages, or otherwise which they or any of them have or may have against the United States of America, Territory of Hawaii, or the city and county of Honolulu, by reason of acts or omissions of any of said governments, or for which any of said governments are claimed to be responsible, done or omitted in connection with the filling of the area herein authorized to be sold.

SEC. 4. The term "owner" or "owners" shall have the same meaning given to it under section 73 (a) (4) of the Hawaiian Organic Act.

SEC. 5. This Act shall take effect upon its approval.

Approved August 1, 1956.

42 Stat. 116.

Public Law 901

CHAPTER 857

AN ACT

To amend certain provisions of law relating to the estate tax.

August 1, 1956
[H. R. 6595]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That if, in the case of property transferred by a decedent dying after February 10, 1939, refund or credit of any overpayment resulting from the application of subsections (a) and (b) of section 7 of the Act entitled "An Act to amend certain provisions of the Internal Revenue Code", approved October 25, 1949 (63 Stat. 891; Public Law 378, Eighty-first Congress), was prevented on October 25, 1949, by the operation of any law or rule of law (other than section 3760 of the Internal Revenue Code of 1939, relating to closing agreements, and other than section 3761 of such Code of 1939, relating to compromises), refund or credit of such overpayment (reduced as provided in section 2) may, nevertheless, be made or allowed if claim therefor is filed within one year from the date of the enactment of this Act.

Estate taxes.

63 Stat. 894.
26 USC 811 and
note.

53 Stat. 462.
53 Stat. 462.

SEC. 2. The amount of the reduction referred to in the first section of this Act is the amount of gift tax refunded (together with interest paid thereon) by the United States by reason of the inclusion in the gross estate of the value of the property causing the overpayment resulting from the application of subsections (a) and (b) of section 7 of the Act approved October 25, 1949.

SEC. 3. No interest shall be allowed or paid on any overpayment resulting from the application of this Act.

Approved August 1, 1956.

Public Law 902

CHAPTER 858

AN ACT

To provide for the disposition of the Stockton Air Force Station and the Stockton Annex, Sharpe General Depot, California.

August 1, 1956
[H. R. 9970]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Army is authorized to convey on or before January 1, 1957, by quitclaim deed to the Stockton Port District that portion of real property under his jurisdiction located at the Stockton Annex, Sharpe General Depot, California, consisting of approximately one hundred and eighteen and forty-four one-hundredths acres together with all appurtenances pertaining thereto and all improvements located thereon.

Stockton Air
Force Station and
Sharpe General
Depot.
Land convey-
ance.

SEC. 2. The Secretary of the Air Force is authorized to convey on or before January 1, 1957, by quitclaim deed to the Stockton Port District that portion of real property under his jurisdiction located at the Stockton Air Force Station, Sharpe General Depot, California, consisting of approximately one hundred and thirty-eight and fifty-six one-hundredths acres and two and nine-tenths acres of easement together with all appurtenances pertaining thereto and all improvements located thereon.

SEC. 3. The conveyances herein authorized shall be made at the fair market value of the property as determined by the Secretary of the Army, and shall be made upon such terms and conditions and shall include such reservations as the respective Secretary shall determine to be in the public interest.

Approved August 1, 1956.

Public Law 903

CHAPTER 859

August 1, 1956
[H. R. 7893]

AN ACT

To amend section 73 (i) of the Hawaiian Organic Act.

Hawaii.

53 Stat. 1126.
Sale of lots.

50 Stat. 522.
7 USC 1000.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first proviso of section 73 (i) of the Hawaiian Organic Act, as amended (48 U. S. C., sec. 670), is further amended to read as follows: "*Provided, however, That (1) lots may be sold for cash or on an extended time basis, as the Commissioner may determine, without recourse to drawing or lot and forthwith patented to any citizen of the United States applying therefor, possessing the qualifications of a homesteader as now provided by law, and who has qualified for and received a loan under the provisions of the Bankhead-Jones Farm Tenant Act, as amended or as may hereafter be amended, for the acquisition of a farm, and (2) lots may be sold for cash or on an extended time basis, as the commissioner may determine, without recourse to drawing or lot and forthwith patented to any citizen of the United States applying therefor if such citizen has not less than two years' experience as a farm owner, farm tenant, or farm laborer.*"

Approved August 1, 1956.

Public Law 904

CHAPTER 860

August 1, 1956
[H. R. 10946]

AN ACT

To provide for the disposition of surplus personal property to the Territorial government of Alaska until December 31, 1958.

Alaska.

40 USC 484 note.

Disposals of surplus property.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act to provide for the disposition of surplus personal property to the Territorial government of Alaska", approved August 24, 1954 (68 Stat. 794), is amended—

(1) by striking out "December 31, 1956" where it appears in the first section and inserting in lieu thereof "December 31, 1958"; and

(2) by adding a new section to read as follows:

"SEC. 3. Disposals of surplus property pursuant to section 1 of this Act shall be made in accordance with regulations prescribed by the Administrator of General Services, including provision for reimbursement for costs of care and handling."

Approved August 1, 1956.

Public Law 905

CHAPTER 861

AN ACT

August 1, 1956
[H. R. 9547]

To amend sections 401 and 701 (e) of the Federal Food, Drug, and Cosmetic Act so as to simplify the procedures governing the prescribing of regulations under certain provisions of such Act, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 401 of the Federal Food, Drug, and Cosmetic Act (21 U. S. C., sec. 341) is amended by striking out "(a)" where it appears after "SEC. 401.", and subsection (b) of such section is repealed.

Federal Food,
Drug, and Cos-
metic Act, amend-
ments.
52 Stat. 1046.

SEC. 2. Section 701 (e) of such Act (21 U. S. C., sec. 371 (e)) is amended to read as follows:

"(e) (1) Any action for the issuance, amendment, or repeal of any regulation under section 401, 403 (j), 404 (a), 406 (a) or (b), 501 (b), 502 (d) or (h), 504, or 604, of this Act shall be begun by a proposal made (A) by the Secretary on his own initiative, or (B) by petition of any interested person, showing reasonable grounds therefor, filed with the Secretary. The Secretary shall publish such proposal and shall afford all interested persons an opportunity to present their views thereon, orally or in writing. As soon as practicable thereafter, the Secretary shall by order act upon such proposal and shall make such order public. Except as provided in paragraph (2), the order shall become effective at such time as may be specified therein, but not prior to the day following the last day on which objections may be filed under such paragraph.

Regulations.

21 USC 343, 344,
346, 351, 352, 354,
364.

"(2) On or before the thirtieth day after the date on which an order entered under paragraph (1) is made public, any person who will be adversely affected by such order if placed in effect may file objections thereto with the Secretary, specifying with particularity the provisions of the order deemed objectionable, stating the grounds therefor, and requesting a public hearing upon such objections. Until final action upon such objections is taken by the Secretary under paragraph (3), the filing of such objections shall operate to stay the effectiveness of those provisions of the order to which the objections are made. As soon as practicable after the time for filing objections has expired the Secretary shall publish a notice in the Federal Register specifying those parts of the order which have been stayed by the filing of objections and, if no objections have been filed, stating that fact.

Hearings.

Notice in Federal
Register.

"(3) As soon as practicable after such request for a public hearing, the Secretary, after due notice, shall hold such a public hearing for the purpose of receiving evidence relevant and material to the issues raised by such objections. At the hearing, any interested person may be heard in person or by representative. As soon as practicable after completion of the hearing, the Secretary shall by order act upon such objections and make such order public. Such order shall be based only on substantial evidence of record at such hearing and shall set forth, as part of the order, detailed findings of fact on which the order is based. The Secretary shall specify in the order the date on which it shall take effect, except that it shall not be made to take effect prior to the ninetieth day after its publication unless the Secretary finds that emergency conditions exist necessitating an earlier effective date, in which event the Secretary shall specify in the order his findings as to such conditions."

Issuance of order
by Secretary.

SEC. 3. In any case in which, prior to the enactment of this Act, a public hearing has been begun in accordance with section 401 of the Federal Food, Drug, and Cosmetic Act upon a proposal to issue, amend, or repeal any regulation contemplated by such section, or has

Prior hearings.

been begun in accordance with section 701 (e) of such Act upon a proposal to issue, amend, or repeal any regulation contemplated by section 403 (j), 404 (a), 406 (a) or (b), 501 (b), 502 (d), 502 (h), 504, or 604 of such Act, the provisions of such section 401 or 701 (e), as the case may be, as in force immediately prior to the date of the enactment of this Act, shall be applicable as though this Act had not been enacted.

Approved August 1, 1956.

Public Law 906

CHAPTER 862

August 1, 1956
[H. R. 9265]

AN ACT

To amend the Hawaiian Organic Act, as amended, relating to the audit of government (Territorial and county) accounts.

Hawaii.
Audit of ac-
counts.
31 Stat. 156.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 77 of the Hawaiian Organic Act (48 U. S. C. 542) is amended to read as follows:

"SEC. 77. COMPTROLLER AND DEPUTY COMPTROLLER. There shall be a comptroller and deputy comptroller, who shall have the powers and duties conferred upon and required by the auditor-general and deputy auditor-general, respectively, by Act thirty-nine of the session laws as amended by this Act, subject to modification by the legislature. In said Act 'officer' shall be substituted for 'minister' where used without other designation."

SEC. 2. A new section is added, to read as follows:

"SEC. 77A. POST-AUDITOR. There shall be a post-auditor who shall be appointed by the Governor by and with the advice and consent of the Senate, who shall serve for a term of eight years and until a successor shall have been duly appointed. He shall have such powers and duties relating to the post-audit of Territorial and county accounts and appropriations as may be prescribed by law. The legislature, by a two-thirds vote of the members in joint session, may remove the post-auditor at any time for cause."

SEC. 3. This Act shall take effect upon the enactment by the legislature of the Territory of Hawaii of Legislation prescribing the duties of post-auditor and redefining the duties of the comptroller.

Approved August 1, 1956.

Public Law 907

CHAPTER 863

August 1, 1956
[H. R. 12170]

AN ACT

To remove the present \$1,000 limitation which prevents the Secretary of the Navy from settling certain claims arising out of the crash of a naval aircraft at the Wold-Chamberlain Air Field, Minneapolis, Minnesota.

Wold-Chamber-
lain Air Field, Minn.
Claims.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the \$1,000 limitation contained in the first section of the Act of July 3, 1943, as amended (31 U. S. C. 223b), shall not apply with respect to claims arising out of the crash of a United States Air Force airplane near Wold-Chamberlain Air Field, Minneapolis, Minnesota, on June 5, 1956, and the crash of a United States Navy airplane near Wold-Chamberlain Air Field, Minneapolis, Minnesota, on June 9, 1956.

SEC. 2. With respect to claims filed as a result of the airplane crashes described in the first section of this Act, the Secretary of the Air Force and the Secretary of the Navy shall, within thirty months after the

date of the enactment of this Act, transmit to the Congress a report setting forth—

Report to Congress.

(1) each claim settled and paid by the Secretary of the Air Force or the Secretary of the Navy, as the case may be, with a brief statement concerning the character and equity of each such claim, the amount claimed, and the amount approved and paid; and

(2) each claim submitted which has not been settled, with supporting papers and a statement of findings of facts and recommendations with respect to each such claim.

SEC. 3. No part of the amounts awarded under this Act in excess of 10 per centum thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with these claims, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved August 1, 1956.

Public Law 908

CHAPTER 864

AN ACT

To amend the Act entitled "An Act relating to the compensation of commissioners for the Territory of Alaska", approved March 15, 1948 (62 Stat. 80) as amended by the Act of July 12, 1952 (66 Stat. 592, 48 U. S. C. 116a).

August 1, 1956
[H. R. 11024]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act relating to the compensation of commissioners for the Territory of Alaska", approved March 15, 1948 (62 Stat. 80), as amended by the Act approved July 12, 1952 (66 Stat. 592, 48 U. S. C. 116a) is hereby amended to read as follows: "That, notwithstanding the provisions relating to fees earned by commissioners for the Territory of Alaska of section 11 of the Act of June 6, 1900, entitled 'An Act making further provision for a civil government for Alaska, and for other purposes', as amended (U. S. C., 1952 edition, title 48, sec. 116), each such commissioner shall pay to the clerk of the proper division of the court only so much of the aggregate net fees earned during the calendar year by such commissioner as exceeds the sum of \$12,500".

Alaska.
Commissioners.

31 Stat. 326.

Approved August 1, 1956.

Public Law 909

CHAPTER 865

JOINT RESOLUTION

To provide for an investigation of the need for a geophysical institute in the Territory of Hawaii.

August 1, 1956
[H. J. Res. 643]

Whereas the period from July 1957 through December 1958 has been designated the International Geophysical Year; and

Whereas the Territory of Hawaii, because of its location far out in the Pacific Basin, the prevalence of volcanic phenomena in the Hawaiian Islands, and for other reasons appears to be peculiarly suited for geophysical studies; and

Whereas it appears that there could profitably be conducted in the Territory of Hawaii research and investigations in all of the principal branches of geophysics, namely geodesy, seismology, meteor-

ology, oceanography, terrestrial magnetism and electricity, volcanology, geochemistry and petrology, hydrology, and tectonophysics: It is hereby

Hawaii.
Geophysical in-
stitute.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the National Science Foundation (hereinafter referred to as the "Foundation"), is hereby authorized and directed to conduct an investigation into the need for and the feasibility and usefulness of a geophysical institute located in the Territory of Hawaii. In conducting such an investigation, the Foundation shall give particular attention to—

(a) the benefits to the Federal Government which would arise from the establishment and maintenance of such an institute;

(b) the appropriateness of financing by the Federal Government, in whole or in part, of the establishment or of the establishment and maintenance of such an institute;

(c) if such financing by the Federal Government appears appropriate, the agency or agencies of the executive branch to which appropriation should be made and upon which directional authority should be conferred; and

(d) the extent, if any, to which such a geophysical institute should be a part of or otherwise related to the University of Hawaii.

Report to Con-
gress.

SEC. 2. The Foundation shall report the results of its investigations, together with its recommendations based thereon, to the Congress not later than nine months after the date of enactment of this Act. The final report shall include estimates of the cost, if any, to the United States of the establishment or of the establishment and maintenance of the geophysical institute so recommended.

Approved August 1, 1956.

Public Law 910

CHAPTER 870

August 2, 1956
[S. J. Res. 93]

JOINT RESOLUTION

Authorizing the acceptance of a gift from the Ericsson Memorial Committee of the United States.

Ericsson Me-
morial committee.
Acceptance of
statue.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior, on behalf of the United States, is hereby authorized to accept the offer of the Ericsson Memorial Committee of the United States of a replica of the heroic bronze statue of Leifr Eiricsson, the original of said replica having been presented to the people of Iceland by the United States Government as a gesture of good will and friendly relations on the one thousandth anniversary of Althing, the Icelandic parliament.

Site.

SEC. 2. The Secretary of the Interior is further authorized and directed to choose upon the recommendation of the National Commission of Fine Arts, and concurred in by the National Park Service, a site on the public grounds of the United States in the District of Columbia; and is further authorized and directed to design and erect an appropriate pedestal upon which to place said statue.

Funds.

SEC. 3. The Secretary of the Interior is further authorized to accept from any source donations of funds to carry out the provisions of section 2 of this joint resolution.

Approved August 2, 1956.

Public Law 911

CHAPTER 871

AN ACT

To improve the health of the people by assisting in increasing the number of adequately trained professional and practical nurses and professional public health personnel, assisting in the development of improved methods of care and treatment in the field of mental health, and for other purposes.

August 2, 1956
[S. 3958]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Health Amendments Act of 1956".

Health Amend-
ments Act of 1956.

TITLE I—GRADUATE TRAINING OF PROFESSIONAL PUBLIC HEALTH PERSONNEL

TRAINEESHIPS

SEC. 101. Title III of the Public Health Service Act (42 U. S. C., ch. 6A, subch. II) is amended by adding at the end of part A the following new section:

Ante, p. 490.

"TRAINEESHIPS FOR PROFESSIONAL PUBLIC HEALTH PERSONNEL

"SEC. 306. (a) There are hereby authorized to be appropriated for the fiscal year ending June 30, 1957, and for each of the next two fiscal years, such sums as the Congress may determine, to cover the cost of traineeships for graduate or specialized training in public health for physicians, engineers, nurses, and other professional health personnel.

"(b) Traineeships under this section may be awarded by the Surgeon General either (1) directly to individuals whose applications for admission have been accepted by the public or other nonprofit institutions providing the training, or (2) through grants to such institutions.

"(c) Payments under this section may be made in advance or by way of reimbursement, and at such intervals and on such conditions, as the Surgeon General finds necessary. Such payments to institutions may be used only for traineeships, and payments under this section with respect to any traineeship shall be limited to such amounts as the Surgeon General finds necessary to cover the cost of tuition and fees, and a stipend and allowances (including travel and subsistence expenses) for the trainee.

"(d) The Surgeon General shall appoint an expert advisory committee, composed of persons representative of the principal health specialties in the fields of public health administration and training, to advise him in connection with the administration of this section, including the development of program standards and policies. Members of such committee who are not otherwise in the employ of the United States, while attending meetings of the committee or otherwise serving at the request of the Surgeon General, shall be entitled to receive compensation at a rate to be fixed by the Secretary of Health, Education, and Welfare, but not exceeding \$50 per diem, including travel time, and while away from their homes or regular places of business they may be allowed travel expenses, including per diem in lieu of subsistence, as authorized by law (5 U. S. C. 73b-2) for persons in the Government service employed intermittently.

60 Stat. 808; 69
Stat. 394.

"(e) The Surgeon General shall, between June 30, 1958, and December 1, 1958, call a conference broadly representative of the professional and training groups interested in and informed about training of professional public health personnel, and including members of the advisory committee appointed pursuant to subsection (d), to assist him in appraising the effectiveness of the traineeships under this section in

Report to Con-
gress.

meeting the needs for trained public health personnel; in considering modifications in this section, if any, which may be desirable to increase its effectiveness; and in considering the most effective distribution of responsibilities between Federal and State governments with respect to the administration and support of public health training. The Surgeon General shall submit to the Congress, on or before January 1, 1959, a report of such conference, including any recommendations by it relating to the limitation, extension, or modification of this section.

"(f) Except as otherwise provided in this section, nothing contained in this section shall be construed as authorizing any department, agency, officer, or employee of the United States to exercise any direction, supervision, or control over the personnel or curriculum of any training institution."

EFFECTIVE DATE

SEC. 102. The amendment made by this title shall become effective July 1, 1956.

TITLE II—ADVANCED TRAINING OF PROFESSIONAL NURSES

TRAINEESHIPS

SEC. 201. Title III of the Public Health Service Act (42 U. S. C., ch. 6A, subch. II) is amended by adding after section 306 (added by section 101 of this Act) the following new section:

"TRAINEESHIPS FOR ADVANCED TRAINING OF PROFESSIONAL NURSES"

"SEC. 307. (a) There are hereby authorized to be appropriated for the fiscal year ending June 30, 1957, and for each of the next two fiscal years, such sums as the Congress may determine, to cover the cost of traineeships for the training of professional nurses to teach in the various fields of nurse training (including practical nurse training) or to serve in an administrative or supervisory capacity.

"(b) Traineeships under this section shall be awarded by the Surgeon General through grants to public or other nonprofit institutions providing the training.

"(c) Payments to institutions under this section may be made in advance or by way of reimbursement, and at such intervals and on such conditions as the Surgeon General finds necessary. Such payments may be used only for traineeships and shall be limited to such amounts as the Surgeon General finds necessary to cover the costs of tuition and fees, and a stipend and allowances (including travel and subsistence expenses) for the trainees.

"(d) The Surgeon General shall appoint an expert advisory committee, composed of persons from the fields of nursing and nurse training, hospital administration, and medicine, to advise him in connection with the administration of this section, including the development of program standards and policies. Members of such committee who are not otherwise in the employ of the United States, while attending meetings of the committee or otherwise serving at the request of the Surgeon General, shall be entitled to receive compensation at a rate to be fixed by the Secretary of Health, Education, and Welfare, but not exceeding \$50 per diem, including travel time, and while away from their homes or regular places of business they may be allowed travel expenses, including per diem in lieu of subsistence, as authorized by law (5 U. S. C. 73b-2) for persons in the Government service employed intermittently.

“(e) The Surgeon General shall, between June 30, 1958, and December 1, 1958, call a conference broadly representative of the professional and training groups interested in and informed about the advanced training of professional nurses, and including members of the advisory committee appointed pursuant to subsection (d), to assist him in appraising the effectiveness of the traineeships under this section in meeting the needs for professional nurses in teaching, administrative, and supervisory positions and in considering modifications in this section, if any, which may be desirable to increase its effectiveness, including possible means of stimulating State participation in the administration and financing of advanced training of professional nurses through Federal matching grants to States for the support of traineeships or related training activities, or otherwise. The Surgeon General shall submit to the Congress, on or before January 1, 1959, a report of such conference, including any recommendations by it relating to the limitation, extension, or modification of this section.

Report to Congress.

“(f) Except as otherwise provided in this section, nothing contained in this section shall be construed as authorizing any department, agency, officer, or employee of the United States to exercise any direction, supervision, or control over the personnel or curriculum of any training institution.”

EFFECTIVE DATE

SEC. 202. The amendment made by this title shall become effective July 1, 1956.

TITLE III—PRACTICAL NURSE TRAINING

AMENDMENTS TO VOCATIONAL EDUCATION ACT

SEC. 301. The Vocational Education Act of 1946, as amended (20 U. S. C. 15i–15m, 15o–15q), is amended by inserting:

60 Stat. 775.

“TITLE I—VOCATIONAL EDUCATION IN AGRICULTURE, HOME ECONOMICS, TRADES AND INDUSTRY, AND DISTRIBUTIVE OCCUPATIONS”

immediately above the heading of section 1 of such Act, by changing the words “this Act” wherever they appear in such Act to read “this title”, and by adding immediately after section 9 the following new title:

“TITLE II—VOCATIONAL EDUCATION IN PRACTICAL NURSE TRAINING

“AUTHORIZATION OF APPROPRIATIONS

“SEC. 201. There is hereby authorized to be appropriated for the fiscal year ending June 30, 1957, and for each of the next four fiscal years a sum not to exceed \$5,000,000, for grants to States with State plans to extend and improve practical nurse training approved pursuant to section 203.

“GRANTS TO STATES FOR EXTENSION AND IMPROVEMENT OF PRACTICAL
NURSE TRAINING

64 Stat. 27.

“SEC. 202. (a) From the sums appropriated for any fiscal year pursuant to section 201, each State shall be entitled to an allotment of an amount bearing the same ratio to such sums as the total of the amounts apportioned under title I and the Act of March 18, 1950 (20 U. S. C. 31–33) to such State for such year bears to the total of the amounts so apportioned to all the States for such year. The allotment to any State under the preceding sentence for a fiscal year which is less than \$10,000 (or, in the case of the Virgin Islands, which is less than \$5,000) shall be increased to that amount, the total of the increases thereby required being derived by proportionately reducing the allotments to each of the remaining States under the preceding sentence, but with such adjustments as may be necessary to prevent the allotment of any of such remaining States from being thereby reduced to less than that amount.

“(b) The amount of any allotment to a State under subsection (a) for any fiscal year which the State certifies to the Commissioner will not be required for carrying out the State plan (if any) approved under this title, shall be available for reallocation from time to time, on such dates as the Commissioner may fix, to other States in proportion to the original allotments to such States under subsection (a) for such year. Any amount so reallocated to a State shall be deemed part of its allotment under subsection (a).

“(c) From each State's allotment under this section for any fiscal year, the Commissioner shall pay to such State a portion of the cost of carrying out the State plan approved under this title. To the extent permitted by the State's allotment under subsection (a) for any fiscal year, the portion of the cost of carrying out the State plan paid under this section shall be 75 per centum of such cost in the case of the fiscal year ending June 30, 1957, and the fiscal year ending June 30, 1958, and 50 per centum of such cost in the case of each of the next three fiscal years.

“STATE PLANS

“SEC. 203. (a) To be approvable under this title, a State plan to extend and improve practical nurse training shall—

“(1) designate the State board as the sole agency for the administration of the plan or for the supervision of administration of the plan by local educational agencies;

“(2) provide that the individual supervising the functions of the State board under the plan shall be a registered professional nurse or shall have the consultative services of a registered professional nurse available to him;

“(3) show the plans, policies, and methods to be followed in extending and improving practical nurse training under the State plan, and in administering and supervising the administration of the plan, and provide such accounting, budgeting, and other fiscal methods and procedures as are necessary for the proper and efficient administration of the plan;

“(4) contain minimum qualifications for teachers, teacher-trainers, supervisors, and directors; and

“(5) provide that the State board will make such reports, in such form and containing such information, as the Commissioner may from time to time reasonably require to carry out his functions under this title, and comply with such provisions as he may from time to time find necessary to assure the correctness and verification of such reports.

“(b) The Commissioner shall approve any plan which he finds fulfills the conditions specified in subsection (a) of this section.

“(c) Whenever the Commissioner, after reasonable notice and opportunity for hearing to the State agency administering or supervising the administration of the State plan approved under this section, finds that—

“(1) the State plan has been so changed that it no longer complies with a requirement of subsection (a) of this section; or

“(2) in the administration of the plan there is a failure to comply substantially with such a requirement; the Commissioner shall notify such State agency that no further payments will be made to the State from its allotments under section 202 (or, in his discretion, that further payments will not be made to the State for parts of the State plan affected by such failure), until he is satisfied that there will no longer be any such failure. Until he is so satisfied the Commissioner shall make no further payments to such State from its allotments under section 202 (or shall limit payments to parts of the State plan in which there is no such failure).

“(d) (1) If any State is dissatisfied with the Commissioner's action under subsection (c) of this section, such State may appeal to the United States court of appeals for the circuit in which the State is located. The summons and notice of appeal may be served at any place in the United States.

Jurisdiction of court.

“(2) The findings of fact by the Commissioner, unless substantially contrary to the weight of the evidence, shall be conclusive; but the court, for good cause shown, may remand the case to the Commissioner to take further evidence, and the Commissioner may thereupon make new or modified findings of fact and may modify his previous action. Such new or modified findings of fact shall likewise be conclusive unless substantially contrary to the weight of the evidence.

“(5) The court shall have jurisdiction to affirm the action of the Commissioner or to set it aside, in whole or in part. The judgment of the court shall be subject to review by the Supreme Court of the United States upon certiorari or certification as provided in title 28, United States Code, section 1254.

62 Stat. 928.

“METHOD OF MAKING AND COMPUTING PAYMENTS

“SEC. 204. The method of computing and paying amounts pursuant to section 202 shall be as follows: The Commissioner shall, prior to the beginning of each calendar quarter or other period prescribed by him, estimate the amount to be paid to each State under the provisions of such section for such period; and shall pay to the State, from the allotment available therefor, the amount so estimated by him for such period, reduced or increased, as the case may be, by any sum (not previously adjusted under this section) by which he finds that his estimate of the amount to be paid the State for any prior period under such section was greater or less than the amount which should have been paid to the State for such prior period under such section. Such payments shall be made in such installments as the Commissioner may determine.

“ADMINISTRATION

“SEC. 205. (a) In carrying out his duties under this title, the Commissioner shall—

“(1) make studies, investigations, and reports with respect to matters relating to practical nurse training;

“(2) cooperate with and render technical assistance to States in matters relating to practical nurse training; and

“(3) disseminate information as to the studies, investigations, and reports referred to in paragraph (1) and other matters relating to practical nurse training.

“(b) The Commissioner is authorized to make rules and regulations governing the administration of this title and to delegate to any officer or employee of the Office of Education such of his powers and duties, except the making of rules and regulations, as he finds necessary.

“ADVISORY COMMITTEES

“SEC. 206. (a) The Commissioner is authorized to appoint an advisory committee or committees to advise him on matters of general policy in connection with the administration of this title.

“(b) Members of any such committee who are not otherwise in the employ of the United States, while attending meetings or conferences of their committee or otherwise serving at the request of the Commissioner, shall be entitled to receive compensation at a rate to be fixed by the Secretary of Health, Education, and Welfare, but not exceeding \$50 per diem, including travel time, and while away from their homes or regular places of business they may be allowed travel expenses, including per diem in lieu of subsistence, as authorized by law (5 U. S. C. 73b-2) for persons in the Government service employed intermittently.

60 Stat. 808; 59
Stat. 394.

“EFFECT ON OTHER LAWS

“SEC. 207. Nothing in this title shall in any way affect the availability for practical nurse training of amounts paid the States under the Act of February 23, 1917 (39 Stat. 929) as amended and extended, or title I of this Act, as amended and extended.

20 USC 11-28.

“REPORTS

“SEC. 208. The Commissioner shall include in his annual report a full report of the administration of this title.

“AUTHORIZATION OF APPROPRIATIONS FOR ADMINISTRATION

“SEC. 209. There are hereby authorized to be included for each fiscal year in the appropriations for the Department of Health, Education, and Welfare such sums as are necessary to administer the provisions of this title.

“DEFINITIONS

“SEC. 210. For purposes of this title—

“(a) The term ‘Commissioner’ means the Commissioner of Education.

“(b) The term ‘practical nurse training’ means training of less than college grade which is given in schools or classes (including field or laboratory work incidental thereto) under public supervision and control and is conducted as part of a program designed to fit individuals, engaged in or preparing to engage in employment as practical nurses, for such employment. The term includes also training of a similar nature, which is of less than college grade and is given and conducted as provided above, designed to fit individuals engaged or preparing to engage in other health occupations in hospitals or other health agencies, for such occupations. In addition, the term includes vocational guidance in connection with any such program and the inservice training of teachers, teacher-trainers, supervisors, and directors for any such program, but does not include courses which have only incidental relationship to the specialized training needed by an

individual for useful employment as a practical nurse or in such other health occupations.

“(c) The term ‘practical nurse’ means a person who is trained to care for subacute, convalescent, and chronic patients under the direction of a licensed physician or under the supervision of a registered nurse, or to assist a registered nurse in the care of acute illness.

“(d) The term ‘local educational agency’ means a board of education or other legally constituted local school authority having administrative control and direction of public secondary schools in a county, township, independent, or other school district, or having such control and direction over vocational education in such schools.

“(e) The term ‘State’ includes Alaska, Hawaii, the Virgin Islands, Puerto Rico, and the District of Columbia.

“(f) The term ‘State board’ means the State board of vocational education, or the State board primarily responsible for the supervision of public elementary and secondary schools, as designated in the State plan.

“(g) The cost of administration of a State plan for practical nurse training may not include any portion of the cost of the purchase, preservation, erection, or repair of any building or buildings or the purchase or rental of any land.”

TITLE IV—EXTENSION OF THE HOSPITAL SURVEY AND CONSTRUCTION ACT

SEC. 401. The first sentence of section 621 of the Public Health Service Act is amended by striking out “seven” and inserting in lieu thereof “nine”.

67 Stat. 196.
42 USC 291d.

SEC. 402. Section 651 of such Act is amended by striking out “two” and inserting in lieu thereof “four”.

68 Stat. 462.
42 USC 291s.

TITLE V—MENTAL HEALTH

SPECIAL PROJECT GRANTS

SEC. 501. Section 303 of the Public Health Service Act (42 U. S. C. 242a) is amended to read as follows:

60 Stat. 423.

“MENTAL HEALTH

“SEC. 303. (a) In carrying out the purposes of section 301 with respect to mental health, the Surgeon General is authorized—

“(1) to provide training and instruction and to establish and maintain traineeships, in accordance with the provisions of section 433 (a);

“(2) to make grants to State or local agencies, laboratories, and other public or nonprofit agencies and institutions, and to individuals for investigations, experiments, demonstrations, studies, and research projects with respect to the development of improved methods of diagnosing mental illness, and of care, treatment, and rehabilitation of the mentally ill, including grants to State agencies responsible for administration of State institutions for care, or care and treatment, of mentally ill persons for developing and establishing improved methods of operation and administration of such institutions.

“(b) Grants under paragraph (2) of subsection (a) may be made only upon recommendation of the National Advisory Mental Health Council. Such grants may be paid in advance or by way of reimbursement, as may be determined by the Surgeon General; and shall be made on such conditions as the Surgeon General finds necessary.”

TECHNICAL AMENDMENT

69 Stat. 382.

SEC. 502. The heading of section 304 of such Act (42 U. S. C. 242b) is amended to read: "MENTAL HEALTH STUDY GRANTS."

EFFECTIVE DATE

SEC. 503. The amendments made by this title shall become effective July 1, 1956.

Approved August 2, 1956.

Public Law 912

CHAPTER 872

JOINT RESOLUTION

August 2, 1956
[S. J. Res. 71]

To commend the foundation known as the Memorial to the American Indian Foundation for its project to establish a permanent memorial in honor of the North American Indians.

Memorial to the
American Indian
Foundation.

Whereas it is fitting that there should be a permanent memorial in honor of the North American Indians, the original Americans;

Whereas there has been chartered by the State of Michigan a nonprofit corporation known as the Memorial to the American Indian Foundation for the purpose of establishing such a memorial, which will be located in the State of New Mexico; and

Whereas the establishment of such a memorial would acknowledge the contribution made to our Nation by the North American Indians: Therefore be it

Commendation.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Congress hereby commends the Memorial to the American Indian Foundation for its noteworthy project to establish a permanent memorial in honor of the North American Indians, and extends to such Foundation its best wishes in carrying out such project.

Approved August 2, 1956.

Public Law 913

CHAPTER 873

AN ACT

August 2, 1956
[S. 218]

For the relief of the town of Clayton, New Mexico.

Clayton, N. Mex.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, in the administration of the Federal Airport Act, costs incurred by the town of Clayton, New Mexico, for construction of an administration building (including that part of such building constituting an auditorium or pilots' clubroom) and a fire reservoir which was designed and constructed to be usable as a swimming pool, pursuant to a grant agreement for airport development entered into on June 29, 1949, between such town and the Administrator of Civil Aeronautics (contract numbered C4ca-5800), shall for the sole purpose of releasing the town of liability based upon those costs, be held and considered allowable project costs within the meaning of such Act, and such town is hereby relieved of all liability to the United States to refund any amounts based upon such costs heretofore received by it under such agreement.

Approved August 2, 1956.

Public Law 914

CHAPTER 874

AN ACT

To amend sections 212, 219 (a), 221 (a), and 410 (a) of the Communications Act of 1934, as amended.

August 2, 1956
[S. 1456]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 212 of the Communications Act of 1934, as amended, is amended to read as follows:

"SEC. 212. After sixty days from the enactment of this Act it shall be unlawful for any person to hold the position of officer or director of more than one carrier subject to this Act, unless such holding shall have been authorized by order of the Commission, upon due showing in form and manner prescribed by the Commission, that neither public nor private interests will be adversely affected thereby: *Provided*, That the Commission may authorize persons to hold the position of officer or director in more than one such carrier, without regard to the requirements of this section, where it has found that one of the two or more carriers directly or indirectly owns more than 50 per centum of the stock of the other or others, or that 50 per centum or more of the stock of all such carriers is directly or indirectly owned by the same person. After this section takes effect it shall be unlawful for any officer or director of any carrier subject to this Act to receive for his own benefit directly or indirectly, any money or thing of value in respect of negotiation, hypothecation, or sale of any securities issued or to be issued by such carrier, or to share in any of the proceeds thereof, or to participate in the making or paying of any dividends of such carriers from any funds properly included in capital account."

SEC. 2. Section 219 (a) of the Communications Act of 1934, as amended, is amended by inserting at the beginning of the second sentence of subsection (a) the words "Except as otherwise required by the Commission," so that such section 219 (a) will read:

"SEC. 219. (a) The Commission is authorized to require annual reports under oath from all carriers subject to this Act, and from persons directly or indirectly controlling or controlled by, or under direct or indirect common control with, any such carrier, to prescribe the manner in which such reports shall be made, and to require from such persons specific answers to all questions upon which the Commission may need information. Except as otherwise required by the Commission, such annual reports shall show in detail the amount of capital stock issued, the amount and privileges of each class of stock, the amounts paid therefor, and the manner of payment for the same; the dividends paid and the surplus fund, if any; the number of stockholders (and the names of the thirty largest holders of each class of stock and the amount held by each); the funded and floating debts and the interest paid thereon; the cost and value of the carrier's property, franchises, and equipment; the number of employees and the salaries paid each class; the names of all officers and directors, and the amount of salary, bonus, and all other compensation paid to each; the amounts expended for improvements each year, how expended, and the character of such improvements; the earnings and receipts from each branch of business and from all sources; the operating and other expenses; the balances of profit and loss; and a complete exhibit of the financial operations of the carrier each year, including an annual balance sheet. Such reports shall also contain such information in relation to charges or regulations concerning charges, or agreements, arrangements, or contracts affecting the same, as the Commission may require."

Communications
Act of 1934, amend-
ments.
48 Stat. 1074.
47 USC 212.
Interlocking di-
rectorates.

Officials dealing
in securities.

48 Stat. 1077.
47 USC 219.

Reports by car-
riers.

48 Stat. 1080
47 USC 221.

Telephone com-
panies.
Consolidation.

SEC. 3. Section 221 (a) of the Communications Act of 1934, as amended, is amended to read as follows:

"SEC. 221. (a) Upon application of one or more telephone companies for authority to consolidate their properties or a part thereof into a single company, or for authority for one or more such companies to acquire the whole or any part of the property of another telephone company or other telephone companies or the control thereof by the purchase of securities or by lease or in any other like manner, when such consolidated company would be subject to this Act, the Commission shall give reasonable notice in writing to the governor of each of the States in which the physical property affected, or any part thereof, is situated, and to the State commission having jurisdiction over telephone companies, and to such other persons as it may deem advisable, and shall afford such parties a reasonable opportunity to submit comments on the proposal. A public hearing shall be held in all cases where a request therefor is made by a telephone company, an association of telephone companies, a State commission, or local governmental authority. If the Commission finds that the proposed consolidation, acquisition, or control will be of advantage to the persons to whom service is to be rendered and in the public interest, it shall certify to that effect; and thereupon any Act or Acts of Congress making the proposed transaction unlawful shall not apply. Nothing in this subsection shall be construed as in anywise limiting or restricting the powers of the several States to control and regulate telephone companies."

66 Stat. 722.
47 USC 410.

SEC. 4. Section 410 (a) of the Communications Act of 1934, as amended, is amended by inserting before the words "the Commission" in the second sentence of the section the words "an examiner provided for in section 11 of the Administrative Procedure Act, designated by" so that such section 410 (a) will read as follows:

"SEC. 410. (a) Except as provided in section 409, the Commission may refer any matter arising in the administration of this Act to a joint board to be composed of a member, or of an equal number of members, as determined by the Commission, from each of the States in which the wire or radio communication affected by or involved in the proceeding takes place or is proposed. For purposes of acting upon such matter any such board shall have all the jurisdiction and powers conferred by law upon an examiner provided for in section 11 of the Administrative Procedure Act, designated by the Commission, and shall be subject to the same duties and obligations. The action of a joint board shall have such force and effect and its proceedings shall be conducted in such manner as the Commission shall by regulations prescribe. The joint board member or members for each State shall be nominated by the State commission of the State or by the Governor if there is no State commission, and appointed by the Federal Communications Commission. The Commission shall have discretion to reject any nominee. Joint board members shall receive such allowances for expenses as the Commission shall provide."

Joint boards.
66 Stat. 721.
47 USC 409.

60 Stat. 244.
5 USC 1010.

Approved August 2, 1956.

Public Law 915

CHAPTER 875

JOINT RESOLUTION

August 2, 1956
[S. J. Res. 105]

Authorizing the President of the United States to designate the period beginning September 17 and ending September 23 of each year as Constitution Week.

Constitution
Week.
Designation.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the United States is authorized and requested to designate the period

beginning September 17 and ending September 23 of each year as Constitution Week, and to issue annually a proclamation inviting the people of the United States to observe such week in schools, churches, and other suitable places with appropriate ceremonies and activities.

Approved August 2, 1956.

Public Law 916

CHAPTER 876

AN ACT

August 2, 1956
[S. 912]

To amend the Act of April 23, 1930, relating to a uniform retirement date for authorized retirements of Federal personnel.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first section of the Act entitled "An Act to provide for a uniform retirement date for authorized retirements of Federal personnel", approved April 23, 1930 (46 Stat. 253), is amended by inserting "(a)" after "That" and by adding at the end thereof the following:

Retirement of
Federal personnel.

5 USC 47a.

"(b) (1) Notwithstanding subsection (a), the Secretaries of the uniformed services are authorized to specify an effective date for the retirement for permanent physical disability or placement on a temporary disability retired list of members of their respective uniformed services which is earlier than the date for retirement provided for in subsection (a).

"(2) For the purposes of paragraph (1)—

"(A) the term 'uniformed services' shall have the same meaning as when used in the Career Compensation Act of 1949; and

"Uniform services".
63 Stat. 804.
37 USC 231.
"Secretaries".

"(B) the term 'Secretaries' includes the Secretary of the Army, the Secretary of the Navy, the Secretary of the Air Force, the Secretary of the Treasury, the Secretary of Commerce, and the Secretary of Health, Education, and Welfare."

Approved August 2, 1956.

Public Law 917

CHAPTER 877

AN ACT

August 2, 1956
[S. 1637]

To extend the time limit within which awards of certain military and naval decorations may be made.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding any other provision of law, a decoration or device in lieu of decoration which, prior to the date of enactment of this Act, has been authorized by Congress to be awarded to any person for an act or service performed while on active duty in the military or naval forces of the United States, or while serving with such forces, may be awarded at any time not later than one year after the date of enactment of this Act for any such act or service performed between June 27, 1950, and July 27, 1953, inclusive, if written recommendation for the decoration or device in lieu of decoration has been submitted to the appropriate office in a military department at the seat of Government before the date of enactment of this Act.

Armed Forces.
Decorations.

Approved August 2, 1956.

Public Law 918

CHAPTER 878

August 2, 1956
[S. 1915]

AN ACT

To provide for further effectuating the Act of May 15, 1862, through the exchange of employees of the United States Department of Agriculture and employees of State political subdivisions or educational institutions.

Agriculture.
Dissemination of
information.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Congress hereby declares that the objectives of this Act are to aid in the dissemination of useful information on subjects connected with agriculture and to provide a means whereby the Government of the United States and the several States may better cooperate in problems arising as a result of the interrelationships of their work in the field of agriculture.

Definitions.

SEC. 2. For the purposes of this Act, the term "Department" shall be deemed to mean United States Department of Agriculture; "Secretary" shall mean Secretary of the United States Department of Agriculture; and "State" shall mean a State, county, city, municipality, land-grant college, or a college or university operated by any State or local government.

Interchange of
employees.

SEC. 3. In carrying out this Act, the Secretary is authorized through cooperative agreements or otherwise to provide for the interchange of employees of the Department and employees of States. The period of assignment under such an interchange arrangement shall not exceed two years.

Department em-
ployees.
Salary and leave
rights.

SEC. 4. Employees of the Department participating in an exchange of personnel as authorized in section 3 may be considered during such participation to be (1) on detail to a regular work assignment of the Department, or (2) in a status of leave-of-absence from their positions in the Department. Employees who are considered to be detailed shall be entitled to the same salary and benefits to which they would otherwise be entitled and shall remain employees of the Department for all other purposes except that the supervision of their duties during the period of detail may be governed by agreement between the Department and the State involved. Employees who are in a leave-of-absence status as provided herein shall be carried on leave without pay: *Provided*, That they may be granted annual leave to the extent authorized by law and may be granted authorized sick leave only in circumstances considered by the Secretary to justify approval of such leave. Except as otherwise provided in this Act, such employees shall have the same rights, benefits, and obligations as employees generally who are in such leave status but notwithstanding any other provision of law such employees shall be entitled to credit the period of such assignment (1) toward periodic and longevity step-increases, and (2) upon payment into the retirement fund of the percentage of their State salary which would have been deducted from a like Federal salary for the period of such assignment, to credit such period as service within the meaning of the Civil Service Retirement Act; and they shall also be entitled to continuation of their insurance under the Federal Employee's Group Life Insurance Act of 1954, so long as the Department continues to collect the employee's contribution from the employee and to transmit for timely deposit into the employees' life insurance fund the amount of the employee's contribution, and the Government's contribution from Department appropriations. Any employee who participates in an exchange under the terms of this section who suffers disability or death as a result of personal injury arising out of and in the course of an exchange, or sustained in the performance of duties in connection therewith shall be treated, for the purposes of the Federal Employees' Compensation Act, as

46 Stat. 468.
5 USC 691 notes.

68 Stat. 736.
5 USC 2091 note.

amended (5 U. S. C., sec. 790), as though he were an employee, as defined in such Act, who had sustained such injury in the performance of such duty, but shall not receive benefits under that Act for any period for which he elects to receive similar benefits from a State agency.

63 Stat. 860.

SEC. 5. Appropriations of the Department shall be available, in accordance with Standardized Government Travel Regulations, as amended, for the expenses of travel of employees assigned to States on either a detail or leave basis, expenses of transportation of their immediate families and expenses of transportation of their household goods and personal effects to the location of the posts of assignment and for such expenses for the return of employees to their official stations, but shall not be available for expenses of travel of the employees during such period of assignment.

Travel expenses.

SEC. 6. Employees of States who are assigned to the Department under authority of this Act may (1) be given appointments in the Department covering the periods of such assignments, or (2) be considered to be on detail to the Department. Appointments of persons so assigned may be made without regard to the civil-service laws or regulations. Persons given appointment in the Department shall be paid at rates of compensation in accordance with the Classification Act of 1949, as amended. State employees who are assigned to the Department without appointment shall not be considered to be employees of the Department, except as provided in section 7, nor shall they be paid a salary or wage by the Department during the period of their detail. The supervision of the duties of such employees during the assignment may be governed by agreement between the Department and the State involved.

State employees.

63 Stat. 954,
5 USC 1071 note.

SEC. 7. (a) Any State employee who is assigned to the Department without appointment shall nevertheless be subject to the provisions of sections 281, 283, 284, 434, 1902, 1905, and 1914 of title 18 of the United States Code and section 99, title 5, of the United States Code.

62 Stat. 697, 703,
790.

(b) Any State employee who is given an appointment while assigned to the Department or who is assigned to the Department without appointment and who suffers disability or death as a result of personal injury arising out of and in the course of such assignment, or sustained in the performance of duties in connection therewith shall be treated, for the purpose of the Federal Employees' Compensation Act, as amended (5 U. S. C., sec. 790), as though he were an employee, as defined in such Act, who had sustained such injury in the performance of such duty, but shall not receive benefits under that Act for any period for which he elects to receive similar benefits as a State employee.

63 Stat. 860.

SEC. 8. The appropriations of the Department shall be available in accordance with the Standardized Government Travel Regulations, as amended, for the payment of expenses of travel of persons assigned to, but not given appointments by, the Department under authority of this Act during the periods of such assignments on the same basis as if they were employees of the Department.

Travel expenses.

Approved August 2, 1956.

Public Law 919

CHAPTER 879

AN ACT

To further protect and assure the privacy of grand or petit juries in the courts of the United States while such juries are deliberating or voting.

August 2, 1956
[S. 2887]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That chapter 73 of

Grand or petit
juries.
62 Stat. 769.

title 18 of the United States Code is amended by adding at the end thereof the following new section:

"§ 1508. Recording, listening to, or observing proceedings of grand or petit juries while deliberating or voting

"Whoever knowingly and willfully, by any means or device whatsoever—

"(a) records, or attempts to record, the proceedings of any grand or petit jury in any court of the United States while such jury is deliberating or voting; or

"(b) listens to or observes, or attempts to listen to or observe, the proceedings of any grand or petit jury of which he is not a member in any court of the United States while such jury is deliberating or voting—

"shall be fined not more than \$1,000 or imprisoned not more than one year, or both.

"Nothing in paragraph (a) of this section shall be construed to prohibit the taking of notes by a grand or petit juror in any court of the United States in connection with and solely for the purpose of assisting him in the performance of his duties as such juror."

SEC. 2. The analysis of chapter 73 of title 18 of the United States Code is amended by adding at the end thereof the following:

"1508. Recording, listening to, or observing proceedings of grand or petit juries while deliberating or voting."

Approved August 2, 1956.

Public Law 920

CHAPTER 880

AN ACT

August 2, 1956
[S. 3779]

To amend the Act of August 27, 1954 (68 Stat. 868), with respect to the Uintah and Ouray Reservation in Utah.

Indians.
Uintah and Ouray
Tribes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 5 of the Act of August 27, 1954 (68 Stat. 868), is amended by adding at the end thereof the following sentence: "New membership in the tribe shall thereafter be controlled and determined by the constitution and bylaws of the tribe and ordinances enacted thereunder."

68 Stat. 869.

SEC. 2. Section 8 of said Act of August 27, 1954, is amended by changing the period at the end thereof to a comma and by adding the following: "but this Act shall not be construed as granting any inheritable interest in tribal assets to full-blood members of the tribe or as preventing future membership in the tribe, after the date of enactment of this Act, in the manner provided in the constitution and bylaws of the tribe."

68 Stat. 876.

SEC. 3. Section 17 of said Act of August 27, 1954, is amended as follows: After "except that" delete the word "any" and insert in lieu thereof: "any corporation organized by the mixed-blood members for the purpose of aiding in the joint management with the tribe and in the distribution of unadjudicated or unliquidated claims against the United States, all gas, oil, and mineral rights of every kind, and all other assets not susceptible to equitable and practicable distribution shall not be subject to corporate income taxes. Any".

Approved August 2, 1956.

Public Law 921

CHAPTER 881

AN ACT

To provide for the termination of Federal supervision over the property of the Peoria Tribe of Indians in the State of Oklahoma and the individual members thereof, and for other purposes.

August 2, 1956
[S. 3968]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the purpose of this Act is to provide for the termination of Federal supervision over the affairs of the Peoria Tribe of Indians located in northeastern Oklahoma and the individual members thereof, and for a termination of Federal services furnished to such Indians because of their status as Indians.

Indians, Peoria
Tribe.
Federal super-
vision terminated.

SEC. 2. All restrictions on the sale or encumbrance of trust or restricted land owned by members of the Peoria Tribe of Indians of Oklahoma (including allottees, heirs, and devisees, either adult or minor), regardless of where the land is located, are hereby removed three years after the date of this Act, and the patents or deeds under which titles are then held shall pass the titles in fee simple subject to any valid encumbrance. The titles to all interests in trust or restricted land acquired by members of the tribe by devise or inheritance three years or more after the date of this Act shall vest in such members in fee simple, subject to any valid encumbrance.

Restrictions re-
moved on sale of
land.

SEC. 3. (a) The Federal trust relationship to the affairs of the Peoria Tribe and its members shall terminate three years after the date of this Act, and thereafter individual members of the tribe shall not be entitled to any of the services performed by the United States for Indians because of their status as Indians, all statutes of the United States which affect Indians because of their status as Indians (including the Act of June 26, 1936 (49 Stat. 1967), and the Act of June 18, 1934 (48 Stat. 984), as amended by the Act of June 15, 1935 (49 Stat. 378)) shall no longer be applicable to the members of the tribe, and the laws of the several States shall apply to the tribe and its members in the same manner as they apply to other citizens or persons within their jurisdiction.

25 USC 501.

25 USC 462.

25 USC 478a.

(b) Nothing in this Act shall affect the status of the members of the tribe as citizens of the United States.

(c) Prior to the termination of the Federal trust relationship in accordance with the provisions of this section, the Secretary of the Interior is authorized to undertake, within the limits of available appropriations, a special program of education and training designed to help the members of the tribe to earn a livelihood, to conduct their own affairs, and to assume their responsibilities as citizens without special services because of their status as Indians. Such program may include language training, orientation in non-Indian community customs and living standards, vocational training and related subjects, transportation to the place of training or instruction. For the purposes of such program, the Secretary is authorized to enter into contracts or agreements with any Federal, State, or local governmental agency, corporation, association, or person. Nothing in this section shall preclude any Federal agency from undertaking any other program for the education and training of Indians with funds appropriated to it.

Training program.

SEC. 4. (a) Effective when all claims of the tribe that are now pending before the Indian Claims Commission or the Court of Claims have been finally adjudicated, the corporate charter issued pursuant to the Act of June 26, 1936 (49 Stat. 1967), as amended, is hereby revoked.

Corporate charter
revoked.

Powers of Secretary terminated.

(b) Effective when all claims of the tribe that are now pending before the Indian Claims Commission or the Court of Claims have been finally adjudicated, all powers of the Secretary of the Interior or other officer of the United States to take, review, or approve any action under the constitution and bylaws of the tribe are hereby terminated. Any powers conferred upon the tribe by such constitution which are inconsistent with the provisions of this Act are hereby terminated. Such termination shall not affect the power of the tribe to take any action under its constitution and bylaws that is consistent with this Act without the participation of the Secretary or other officer of the United States.

Roll of members.

SEC. 5. Nothing in this Act shall affect any claims heretofore filed against the United States by the Peoria Tribe.

SEC. 6. The Peoria Tribe shall have a period of six months from the date of this Act in which to prepare and submit to the Secretary a proposed roll of the members of the tribe living on the date of this Act, which shall be published in the Federal Register. The proposed roll shall be prepared in accordance with eligibility requirements prescribed in the tribe's constitution and bylaws. If the tribe fails to submit such roll within the time specified in this section, the Secretary of the Interior shall prepare a proposed roll for the tribe, which shall be published in the Federal Register. Any person claiming membership rights in the tribe or any interest in its assets, or a representative of the Secretary on behalf of any such person, may, within sixty days from the date of publication of the proposed roll, file an appeal with the Secretary contesting the inclusion or omission of the name of any person on or from such roll. The Secretary shall review such appeals and his decisions thereon shall be final and conclusive. After disposition of all such appeals by the Secretary, the roll of the tribe shall be published in the Federal Register, and such roll shall be final for the purposes of this Act.

Publication in FR.

Approved August 2, 1956.

Public Law 922

CHAPTER 882

August 2, 1956
[S. 3259]

AN ACT

To amend the Act to promote the education of the blind, approved March 3, 1879, as amended, so as to authorize wider distribution of books and other special instructional material for the blind, to increase the appropriations authorized for this purpose, and for other purposes.

Education of the blind.
20 Stat. 468.

Expenditure of appropriation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the paragraph of section 102 of the Act of March 3, 1879, as amended (20 U. S. C. 102), labeled "First" is amended to read as follows:

"First. Such appropriation shall be expended by the trustees of the American Printing House for the Blind each year in manufacturing and furnishing books and other materials specially adapted for instruction of the blind; and the total amount of such books and other materials so manufactured and furnished by such appropriation shall each year be distributed among all the public institutions, in the States, Territories, and possessions of the United States, the Commonwealth of Puerto Rico, and the District of Columbia, in which blind pupils are educated. Each public institution for the education of the blind shall receive, in books and other materials, upon requisition of its superintendent, that portion of the appropriation as is shown by the ratio between the number of blind pupils in that institution and the total number of blind pupils in all of the public institutions in which blind pupils are educated. Each chief State school officer

shall receive, in books and other materials, upon requisition, that portion of the appropriation as is shown by the ratio between the number of blind pupils in public institutions (in the State) in which blind pupils are educated, other than institutions to which the preceding sentence is applicable, and the total number of blind pupils in the public institutions in which blind pupils are educated, in all of the States, Territories, and possessions of the United States, the Commonwealth of Puerto Rico, and the District of Columbia. The ratio referred to in each of the two immediately preceding sentences shall be computed upon the first Monday in January of each year; and for purposes of such sentences the number of blind pupils in public institutions in which blind pupils are educated shall be authenticated in such manner and as often as the trustees of the American Printing House for the Blind shall require. For purposes of this Act, an institution for the education of the blind is any institution which provides education exclusively for the blind, or exclusively for the blind and other handicapped children (in which case special classes are provided for the blind); the chief State school officer of a State is the superintendent of public elementary and secondary schools in such State or, if there is none, such other official as the Governor certifies to have comparable responsibility in the State; and a blind pupil is a blind individual pursuing a course of study in an institution of less than college grade."

SEC. 2. The Act entitled "An Act providing additional aid for the American Printing House for the Blind", approved August 4, 1919, as amended (20 U. S. C. 101), is further amended by striking out "\$250,000" and inserting in lieu thereof "\$400,000".

Approved August 2, 1956.

Trust fund.

66 Stat. 89.

Public Law 923

CHAPTER 883

AN ACT

To provide port of entry and related facilities on the Alaska Highway at the Alaska-Canadian border in the Territory of Alaska, and for other purposes.

August 2, 1956
[H. R. 604]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, in order to provide proper facilities for the public visiting Alaska and to assure the efficient discharge of governmental responsibilities and functions in connection therewith, the Secretary of the Interior is authorized and directed to select a suitable site for, and prepare a unified development plan of, the facilities needed for the comfort and convenience of the public, and for the office and housing needs of cooperating Federal agencies operating near the Alaska-Canadian border adjacent to the Alaska Highway in the Territory of Alaska.

Alaska Highway.
Port of entry.

SEC. 2. The site selected by the Secretary of the Interior in accordance with the provisions of section 1 hereof shall consist of lands owned or controlled by the United States. If any lands within the site so selected by the said Secretary are under the jurisdiction of another department or agency of the Federal Government, they may be included in the site without reimbursement to such other department or agency after the written approval for their inclusion therein has been obtained from the head of the department or agency having jurisdiction thereover.

Agency cooperation.

SEC. 3. The Secretary of the Interior is also authorized to make such arrangements with cooperating Federal, Territorial, or other governmental agencies as may be deemed by him to be necessary and appropriate for the use of the site and facilities selected and developed in accordance with the provisions of this Act.

Use.

Appropriation.

SEC. 4. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such sums as may be necessary to carry out the provisions of this Act: *Provided*, That the Secretary of the Interior may expend any funds made available by other Federal agencies or the Territory of Alaska to carry out the provisions of this Act.

Approved August 2, 1956.

Public Law 924

CHAPTER 884

AN ACT

August 2, 1956
[S. 3556]

To amend Public Law 551, chapter 616, Eighty-third Congress, second session.

Irrigation works.
Movable prop-
erty.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of July 29, 1954 (68 Stat. 580, 43 U. S. C. 499a) is amended by adding thereto a new sentence reading as follows: "In order to encourage the assumption by irrigation districts and water users' organizations of the operation and maintenance of irrigation works, the Secretary is authorized to use appropriated funds available for the project involved to acquire movable property for transfer at the time operation and maintenance is assumed under the terms and conditions hereinbefore provided."

Approved August 2, 1956.

Public Law 925

CHAPTER 885

AN ACT

August 2, 1956
[H. R. 5299]

To authorize the establishment of the Virgin Islands National Park, and for other purposes.

Virgin Islands
National Park.

Administration.

39 Stat. 535.
Conditions and
limitations.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That a portion of the Virgin Islands of the United States, containing outstanding scenic and other features of national significance, shall be established, as prescribed in section 2 hereof, as the "Virgin Islands National Park".

The national park shall be administered and preserved by the Secretary of the Interior in its natural condition for the public benefit and inspiration, in accordance with the laws governing the administration of the national parks (16 U. S. C. 1, and the following).

SEC. 2. The Secretary of the Interior is hereby authorized, subject to the following conditions and limitations, to proceed in such manner as he shall find to be necessary in the public interest to consummate the establishment of the Virgin Islands National Park:

(a) The acreage of the national park shall be limited to a total of not more than nine thousand five hundred acres of land area, such total to be comprised of not more than fifteen acres on the island of Saint Thomas, and not more than nine thousand four hundred and eighty-five additional acres to be comprised of portions of the island of Saint John and such small islands, rocks, and cays not in excess of five hundred acres in the general vicinity thereof as may be desirable for inclusion within the park;

(b) Tentative exterior boundary lines, to include land not in excess of the aforesaid acreage limitations, may be selected for the park in order to establish the particular areas in which land may be acquired pursuant to this Act, such tentative boundaries to be selected and adjusted as may be necessary by the Secretary of the Interior;

(c) The Secretary, on behalf of the United States, is authorized to accept donations of real and personal property within the areas selected for the park until such time as the aforesaid total of nine thousand five hundred acres shall have been acquired for the park by the United States, and he may also accept donations of funds for the purposes of this Act;

(d) Any Federal properties situated within the areas selected for the park, upon agreement by the particular agency administering such properties that such properties should be made available for the park, may be transferred without further authorization to the Secretary by such agency for purposes of this Act;

(e) Establishment of the Virgin Islands National Park, in its initial phase, shall be and is hereby declared to be accomplished and effective for purposes of administration when a minimum acreage of not less than five thousand acres in Federal ownership for purposes of this Act shall have been acquired by the United States in specific areas containing such acquired lands to be designated by the Secretary; and

(f) Notice of the establishment of the park as authorized and prescribed by this Act shall be published in the Federal Register.

SEC. 3. There is hereby authorized to be appropriated from Federal funds a sum not in excess of \$60,000 for capital improvements for said Virgin Islands National Park, and a sum of not in excess of \$30,000 annually for the administration of the Virgin Islands National Park.

Approved August 2, 1956.

Publication in
FR.

Appropriation.

Public Law 926

CHAPTER 886

AN ACT

To provide that the United States hold in trust for the Pueblos of Zia and Jemez a part of the Ojo del Espiritu Santo Grant and a small area of public domain adjacent thereto.

August 2, 1956
[H. R. 5712]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That title to the following land and the improvements thereon owned by the United States of America, situated within Sandoval County in the State of New Mexico, is hereby declared to be in the United States of America in trust for the Pueblo of Zia, subject to valid existing rights: Beginning at the southeast corner of the Ojo del Espiritu Santo Grant as described on the plat of said grant approved by Clarence Pullin, surveyor general of New Mexico, Santa Fe, New Mexico, June 29, 1885, said corner being in section 8, township 15 north, range 1 east, New Mexico principal meridian; thence west along the south boundary of said grant approximately 5 miles, 42 chains; thence north approximately 1 mile, 20 chains; thence west 40 chains; thence north 3 miles; thence east 40 chains; thence north 7 miles to the northeast corner of unsurveyed section 17, township 17 north, range 1 west, New Mexico principal meridian; thence east approximately 5 miles, 68 chains to the east boundary of the Ojo del Espiritu Santo Grant as described on the plat of township 17 north, range 1 east, New Mexico principal meridian, approved in the Department of the Interior, General Land Office, Washington, District of Columbia, August 18, 1930, which point is common to the west boundary of the Canon de San Diego Grant as described on the plat approved August 18, 1930; thence south approximately 5.25 chains along the common boundary of said two grants; thence continuing south along the west boundary of the Canon

Pueblo of Zia.
Trust title.

de San Diego Grant approximately 3 miles, 74.75 chains to a point which is north 18.61 chains from the southwest corner of the Canon de San Diego Grant; thence west 37.01 chains to the east boundary of the Ojo del Espiritu Santo Grant as described on the plat of said grant approved by Clarence Pullin, surveyor general of New Mexico, Santa Fe, New Mexico, June 29, 1885; thence south along the east boundary of said grant a distance of approximately 7 miles, 20.38 chains to the point of beginning, containing approximately 41,856 acres, excepting therefrom approximately 640 acres of land and the improvements thereon used by the United States of America for administrative purposes, which exception, when surveyed, will probably be described as west half section 15 and east half section 16, township 17 north, range 1 west, New Mexico principal meridian.

Pueblo of Jemez.
Trust title.

SEC. 2. That title to the following-described land and the improvements thereon owned by the United States of America, situated within Sandoval County in the State of New Mexico is hereby declared to be in the United States of America in trust for the Pueblo of Jemez, subject to valid existing rights: Beginning at the northwest corner of the Ojo del Espiritu Santo Grant as described on the plat of said grant approved by Clarence Pullin, surveyor general of New Mexico, Santa Fe, New Mexico, June 29, 1885, said point being in section 6, township 18 north, range 1 west, New Mexico principal meridian; thence east along the north boundary of said grant approximately 6 miles, 9.49 chains to the east line of section 6, township 18 north, range 1 east, New Mexico principal meridian, which point is 7.51 chains west of the northeast corner of said grant as described on the plat of township 18 north, range 1 east, of the New Mexico principal meridian by the Department of the Interior, General Land Office, Washington, D. C., August 18, 1930; thence north 39.70 chains; thence east 44.13 chains to the west boundary of the Canon de San Diego Grant as described on the plat approved August 18, 1930; thence south along the west boundary of said grant approximately 7 miles, 76.02 chains; thence west approximately 7 miles, 68 chains to the northeast corner of unsurveyed section 13, township 17 north, range 2 west, New Mexico principal meridian; thence north 1 mile; thence west approximately 40 chains to the west boundary of the Ojo del Espiritu Santo Grant as described on the official survey plat of said grant; thence following the west boundary of said grant a distance of approximately 6 miles to the point of beginning (the northwest corner of said grant), containing approximately 36,515.76 acres, excepting therefrom lots 2, 5, south half southwest quarter of section 5 and lot 9 of section 6, township 18 north, range 1 east, New Mexico principal meridian, containing 163.76 acres, more or less, as shown on the plat of township 18 north, range 1 east, New Mexico principal meridian, approved in the Department of the Interior, General Land Office, August 18, 1930.

Livestock grazing.

SEC. 3. In the administration of the lands to be held in trust by the United States pursuant to this Act, together with any remaining lands comprising the Ojo del Espiritu Santo Grant, the Secretary of Agriculture, or any officer or agency of the United States hereafter administering such lands, shall make the livestock grazing capacity of the lands held in trust under sections 1 and 2 hereof available to the Zia and Jemez Indians to the extent of four hundred cattle units yearlong, and the remaining lands available to the non-Indians included in the provisions of the Executive Order (Number 8697) signed by the President on February 28, 1941.

3 CFR 1941 supp.
181.

Approved August 2, 1956.

Public Law 927

CHAPTER 887

AN ACT

To amend certain administrative provisions of the Tariff Act of 1930 and to repeal obsolete provisions of the customs laws.

August 2, 1956
[H. R. 6040]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Customs Simplification Act of 1956".

Customs Simpli-
fication Act of
1956.

SEC. 2. (a) Section 402 of the Tariff Act of 1930, as amended (U. S. C., 1952 edition, title 19, sec. 1402), is redesignated "**SEC. 402a. VALUE (ALTERNATIVE).**" and such Tariff Act of 1930 is amended by inserting therein immediately before the redesignated section 402a a new section 402 to read as follows:

46 Stat. 708.

"SEC. 402. VALUE.

"(a) **BASIS.**—Except as otherwise specifically provided for in this Act, the value of imported merchandise for the purposes of this Act shall be—

Value of im-
ported merchan-
dise.

"(1) the export value, or

"(2) if the export value cannot be determined satisfactorily, then the United States value, or

"(3) if neither the export value nor the United States value can be determined satisfactorily, then the constructed value; except that, in the case of an imported article subject to a rate of duty based on the American selling price of a domestic article, such value shall be—

"(4) the American selling price of such domestic article.

"(b) **EXPORT VALUE.**—For the purposes of this section, the export value of imported merchandise shall be the price, at the time of exportation to the United States of the merchandise undergoing appraisement, at which such or similar merchandise is freely sold or, in the absence of sales, offered for sale in the principal markets of the country of exportation, in the usual wholesale quantities and in the ordinary course of trade, for exportation to the United States, plus, when not included in such price, the cost of all containers and coverings of whatever nature and all other expenses incidental to placing the merchandise in condition, packed ready for shipment to the United States.

"(c) **UNITED STATES VALUE.**—For the purposes of this section, the United States value of imported merchandise shall be the price, at the time of exportation to the United States of the merchandise undergoing appraisement, at which such or similar merchandise is freely sold or, in the absence of sales, offered for sale in the principal market of the United States for domestic consumption, packed ready for delivery, in the usual wholesale quantities and in the ordinary course of trade, with allowances made for—

"(1) any commission usually paid or agreed to be paid, or the addition for profit and general expenses usually made, in connection with sales in such market of imported merchandise of the same class or kind as the merchandise undergoing appraisement;

"(2) the usual costs of transportation and insurance and other usual expenses incurred with respect to such or similar merchandise from the place of shipment to the place of delivery, not including any expense provided for in subdivision (1); and

"(3) the ordinary customs duties and other Federal taxes currently payable on such or similar merchandise by reason of its importation, and any Federal excise taxes on, or measured by the value of, such or similar merchandise, for which vendors at wholesale in the United States are ordinarily liable.

"If such or similar merchandise was not so sold or offered at the time of exportation of the merchandise undergoing appraisement, the United States value shall be determined, subject to the foregoing specifications of this subsection, from the price at which such or similar merchandise is so sold or offered at the earliest date after such time of exportation but before the expiration of ninety days after the importation of the merchandise undergoing appraisement.

"(d) **CONSTRUCTED VALUE.**—For the purposes of this section, the constructed value of imported merchandise shall be the sum of—

"(1) the cost of materials (exclusive of any internal tax applicable in the country of exportation directly to such materials or their disposition, but remitted or refunded upon the exportation of the article in the production of which such materials are used) and of fabrication or other processing of any kind employed in producing such or similar merchandise, at a time preceding the date of exportation of the merchandise undergoing appraisement which would ordinarily permit the production of that particular merchandise in the ordinary course of business;

"(2) an amount for general expenses and profit equal to that usually reflected in sales of merchandise of the same general class or kind as the merchandise undergoing appraisement which are made by producers in the country of exportation, in the usual wholesale quantities and in the ordinary course of trade, for shipment to the United States; and

"(3) the cost of all containers and coverings of whatever nature, and all other expenses incidental to placing the merchandise undergoing appraisement in condition, packed ready for shipment to the United States.

"(e) **AMERICAN SELLING PRICE.**—For the purposes of this section, the American selling price of any article produced in the United States shall be the price, including the cost of all containers and coverings of whatever nature and all other expenses incidental to placing the article in condition packed ready for delivery, at which such article is freely sold or, in the absence of sales, offered for sale for domestic consumption in the principal market of the United States, in the ordinary course of trade and in the usual wholesale quantities, or the price that the manufacturer, producer, or owner would have received or was willing to receive for such article when sold for domestic consumption in the ordinary course of trade and in the usual wholesale quantities, at the time of exportation of the imported article.

"(f) **DEFINITIONS.**—For the purposes of this section—

"(1) The term 'freely sold or, in the absence of sales, offered for sale' means sold or, in the absence of sales, offered—

"(A) to all purchasers at wholesale, or

"(B) in the ordinary course of trade to one or more selected purchasers at wholesale at a price which fairly reflects the market value of the merchandise, without restrictions as to the disposition or use of the merchandise by the purchaser, except restrictions as to such disposition or use which (i) are imposed or required by law, (ii) limit the price at which or the territory in which the merchandise may be resold, or (iii) do not substantially affect the value of the merchandise to usual purchasers at wholesale.

"(2) The term 'ordinary course of trade' means the conditions and practices which, for a reasonable time prior to the exportation of the merchandise undergoing appraisement, have been normal in the trade under consideration with respect to merchandise of the same class or kind as the merchandise undergoing appraisement.

“(3) The term ‘purchasers at wholesale’ means purchasers who buy in the usual wholesale quantities for industrial use or for resale otherwise than at retail; or, if there are no such purchasers, then all other purchasers for resale who buy in the usual wholesale quantities; or, if there are no purchasers in either of the foregoing categories, then all other purchasers who buy in the usual wholesale quantities.

“(4) The term ‘such or similar merchandise’ means merchandise in the first of the following categories in respect of which export value, United States value, or constructed value, as the case may be, can be satisfactorily determined:

“(A) The merchandise undergoing appraisement and other merchandise which is identical in physical characteristics with, and was produced in the same country by the same person as, the merchandise undergoing appraisement.

“(B) Merchandise which is identical in physical characteristics with, and was produced by another person in the same country as, the merchandise undergoing appraisement.

“(C) Merchandise (i) produced in the same country and by the same person as the merchandise undergoing appraisement, (ii) like the merchandise undergoing appraisement in component material or materials and in the purposes for which used, and (iii) approximately equal in commercial value to the merchandise undergoing appraisement.

“(D) Merchandise which satisfies all the requirements of subdivision (C) except that it was produced by another person.

“(5) The term ‘usual wholesale quantities’, in any case in which the merchandise in respect of which value is being determined is sold in the market under consideration at different prices for different quantities, means the quantities in which such merchandise is there sold at the price or prices for one quantity in an aggregate volume which is greater than the aggregate volume sold at the price or prices for any other quantity.

“(g) TRANSACTIONS BETWEEN RELATED PERSONS.—

“(1) For the purposes of subsection (c) (1) or (d), as the case may be, a transaction directly or indirectly between persons specified in any one of the subdivisions in paragraph (2) of this subsection may be disregarded if, in the case of any element of value required to be considered, the amount representing that element does not fairly reflect the amount usually reflected in sales in the market under consideration of merchandise of the same general class or kind as the merchandise undergoing appraisement. If a transaction is disregarded under the preceding sentence and there are no other transactions available for consideration, then, for the purposes of subsection (d), the determination of the amount required to be considered shall be based on the best evidence available as to what the amount would have been if the transaction had occurred between persons not specified in any one of the subdivisions in paragraph (2).

“(2) The persons referred to in paragraph (1) are:

“(A) Members of a family, including brothers and sisters (whether by the whole or half blood), spouse, ancestors, and lineal descendants;

“(B) Any officer or director of an organization and such organization;

“(C) Partners;

“(D) Employer and employee;

“(E) Any person directly or indirectly owning, controlling, or holding with power to vote, 5 per centum or more

of the outstanding voting stock or shares of any organization and such organization; and

"(F) Two or more persons directly or indirectly controlling, controlled by, or under common control with, any person."

46 Stat. 593.

(b) Paragraph 27 (c) of the Tariff Act of 1930 (U. S. C., 1952 edition, title 19, sec. 1001, par. 27 (c)), is amended by striking out "(as defined in subdivision (g) of section 402, title IV)," and ", as defined in subdivision (e) of section 402, title IV".

46 Stat. 594.

(c) Paragraph 28 (c) of the Tariff Act of 1930 (U. S. C., 1952 edition, title 19, sec. 1001, par. 28 (c)), is amended by striking out "(as defined in subdivision (g) of section 402, title IV)," and ", as defined in subdivision (e) of section 402, title IV".

46 Stat. 701.

(d) Section 336 (b) of the Tariff Act of 1930 (U. S. C., 1952 edition, title 19, sec. 1336 (b)), is amended by striking out "(as defined in section 402 (g))".

48 Stat. 943.
19 USC 1351.

(e) In any action relating to tariff adjustments by executive action, including action taken pursuant to section 350 of the Tariff Act of 1930, as amended, the United States Tariff Commission and each officer of the executive branch of the Government concerned shall give full consideration to any reduction in the level of tariff protection which has resulted or is likely to result from the amendment of section 402 of the Tariff Act of 1930 made by this Act.

Ante, p. 943.

Ante, p. 943.

(f) Redesignated section 402a of the Tariff Act of 1930 is amended by deleting the word "merchandise" in the introductory matter of subsection (a) and substituting therefor "articles designated by the Secretary of the Treasury as provided for in section 6 (a) of the Customs Simplification Act of 1956".

Post, p. 948.

Conversion of
currency.
46 Stat. 740.

SEC. 3. Section 522 (c) of the Tariff Act of 1930 (U. S. C., 1952 edition, title 31, sec. 372) is amended to read as follows:

"(c) MARKET RATE WHEN NO PROCLAMATION.—

"(1) If no value has been proclaimed under subsection (a) for the quarter in which the merchandise was exported, or if the value so proclaimed varies by 5 per centum or more from a value measured by the buying rate at noon on the day of exportation, then conversion of the foreign currency involved shall be made—

"(A) at a value measured by such buying rate, or

"(B) if the Secretary of the Treasury shall by regulation so prescribe with respect to the particular foreign currency, at a value measured by the buying rate first certified under this subsection for a day in the quarter in which the day of exportation falls (but only if the buying rate at noon on the day of exportation does not vary by 5 per centum or more from such first-certified buying rate).

"(2) For the purposes of this subsection the term 'buying rate' means the buying rate in the New York market for cable transfers payable in the foreign currency so to be converted. Such rate shall be determined by the Federal Reserve Bank of New York and certified to the Secretary of the Treasury, who shall make it public at such times and to such extent as he deems necessary. In ascertaining such buying rate, the Federal Reserve Bank of New York may, in its discretion—

"(A) take into consideration the last ascertainable transactions and quotations, whether direct or through exchange of other currencies, and

"(B) if there is no market buying rate for such cable transfers, calculate such rate (i) from actual transactions and quotations in demand or time bills of exchange, or (ii) from the last ascertainable transactions and quotations outside the

United States in or for exchange payable in United States currency or other currency.

“(3) For the purposes of this subsection, if the day of exportation is one on which banks are generally closed in New York City, then the buying rate at noon on the last preceding business day shall be considered the buying rate at noon on the day of exportation.”

SEC. 4. (a) The following provisions of law are hereby repealed:

Repeals.

(1) Section 2649, Revised Statutes (U. S. C., 1952 edition, title 19, sec. 12).

(2) The provisions of law now codified in section 13 of title 19 of the United States Code (U. S. C., 1952 edition, title 19, sec. 13).

(3) Section 2651, Revised Statutes (U. S. C., 1952 edition, title 19, sec. 14).

(4) Section 2999, Revised Statutes (U. S. C., 1952 edition, title 19, sec. 15).

(5) Section 2940, Revised Statutes (U. S. C., 1952 edition, title 19, sec. 16).

(6) Section 2941, Revised Statutes (U. S. C., 1952 edition, title 19, sec. 17).

(7) Section 2942, Revised Statutes (U. S. C., 1952 edition, title 19, sec. 18).

(8) Section 2616, Revised Statutes (U. S. C., 1952 edition, title 19, sec. 21).

(9) Section 2614, Revised Statutes (U. S. C., 1952 edition, title 19, sec. 22).

(10) Section 2615, Revised Statutes (U. S. C., 1952 edition, title 19, secs. 23 and 376).

(11) Section 2617, Revised Statutes (U. S. C., 1952 edition, title 19, sec. 24).

(12) Section 2611, Revised Statutes (U. S. C., 1952 edition, title 19, sec. 26).

(13) Section 11 of the Act of February 8, 1875 (U. S. C., 1952 edition, title 19, secs. 24 and 27). 18 Stat. 309.

(14) Act of September 24, 1914 (U. S. C., 1952 edition, title 19, sec. 28). 38 Stat. 716.

(15) Section 2627, Revised Statutes (U. S. C., 1952 edition, title 19, sec. 40).

(16) Section 2687, Revised Statutes (U. S. C., 1952 edition, title 19, sec. 53).

(17) Section 2646, Revised Statutes (U. S. C., 1952 edition, title 19, sec. 54).

(18) Section 2647, Revised Statutes (U. S. C., 1952 edition, title 19, sec. 55).

(19) Section 2944, Revised Statutes (U. S. C., 1952 edition, title 19, sec. 56).

(20) Section 2648, Revised Statutes (U. S. C., 1952 edition, title 19, sec. 57).

(21) Section 2635, Revised Statutes (U. S. C., 1952 edition, title 19, sec. 59).

(22) Section 2580, Revised Statutes (U. S. C., 1952 edition, title 19, sec. 61).

(23) Act of December 18, 1890 (U. S. C., 1952 edition, title 19, sec. 62). 26 Stat. 690.

(24) Section 258, Revised Statutes (U. S. C., 1952 edition, title 19, sec. 67).

(25) Section 2612, Revised Statutes (U. S. C., 1952 edition, title 19, sec. 379).

- (26) Section 2918, Revised Statutes (U. S. C., 1952 edition, title 19, sec. 390).
- 18 Stat. 188. (27) Section 13 of the Act of June 22, 1874 (U. S. C., 1952 edition, title 19, sec. 494).
- (28) Section 3089, Revised Statutes (U. S. C., 1952 edition, title 19, sec. 526).
- (29) Section 2763, Revised Statutes (U. S. C., 1952 edition, title 19, sec. 541).
- 37 Stat. 665. (30) Act of February 10, 1913 (U. S. C., 1952 edition, title 19, sec. 542).
- (31) Section 3650, Revised Statutes (U. S. C., 1952 edition, title 31, sec. 549).
- (32) Section 960, Revised Statutes (U. S. C., 1952 edition, title 19, sec. 579).
- (33) So much of section 3689 of the Revised Statutes (U. S. C., 1952 edition, title 31, sec. 711 (7)) as reads: "Repayment of excess of deposits for unascertained duties, (customs): To repay to importers the excess of deposits for unascertained duties, or duties or other moneys paid under protest."
- (34) So much of section 1 of the Act of September 30, 1890 (26 Stat. 511), as reads: "And such clerks and inspectors of customs as the Secretary of the Treasury may designate for the purpose shall be authorized to administer oaths, such as deputy collectors of customs are now authorized to administer, and no compensation shall be paid or charge made therefor."
- 46 Stat. 730. (b) The second sentence of subsection (f) of section 500 of the Tariff Act of 1930 (U. S. C., 1952 edition, title 19, sec. 1500 (f)) is amended by striking out "take the oath," and by striking out the comma after "duties".
- 46 Stat. 748. (c) Section 583 of the Tariff Act of 1930 (U. S. C., 1952 edition, title 19, sec. 1583) is amended by striking out "the back of".
- Antidumping Act operation. Sec. 5. Nothing in this Act shall be considered to repeal, modify, or supersede, directly or indirectly, any provision of the Antidumping Act, 1921, as amended (U. S. C., 1952 edition, title 19, secs. 160-173). The Secretary of the Treasury, after consulting with the United States Tariff Commission, shall review the operation and effectiveness of such Antidumping Act and report thereon to the Congress within six months after the date of enactment of this Act. In that report, the Secretary shall recommend to the Congress any amendment of such Antidumping Act which he considers desirable or necessary to provide for greater certainty, speed, and efficiency in the enforcement of such Antidumping Act.
- 42 Stat. 11. Report to Congress. (a) The Secretary of the Treasury shall determine and make public a list of the articles which shall be valued in accordance with section 402a, Tariff Act of 1930, as amended by this Act, as follows:
- List of articles to be valued. Ante, p. 943. As soon as practicable after the enactment of this Act the Secretary shall make public a preliminary list of the imported articles which he shall have determined, after such investigation as he deems necessary, would have been appraised in accordance with section 402 of the Tariff Act of 1930, as amended by this Act, at average values for each article which are 95 (or less) per centum of the average values at which such article was actually appraised during the fiscal year 1954. If within sixty days after the publication of such preliminary list any manufacturer, producer, or wholesaler in the United States presents to the Secretary his reason for belief that any imported articles not specified in such list and like or similar to articles manufactured, produced, or sold at wholesale by him would have been appraised in accordance with such section 402 at average values which are 95 (or less) per centum of the average values at which they were
- Ante, p. 943.

or would have been appraised under section 402a, Tariff Act of 1930, as amended by this Act, the Secretary shall cause such investigation of the matter to be made as he deems necessary. If in the opinion of the Secretary the reason for belief is substantiated by the investigation, the articles involved shall be added to the preliminary list and such list, including any additions so made thereto, shall be published as a final list. Every article so specified in the final list which is entered, or withdrawn from warehouse, for consumption on or after the thirtieth day following the date of publication of the final list shall be appraised in accordance with the provisions of section 402a, Tariff Act of 1930, as amended by this Act.

Ante, p. 943.

(b) The final list published in accordance with the provisions of subsection (a), together with explanatory data, shall be transmitted promptly to the chairmen of the Committee on Ways and Means of the House of Representatives and the Committee on Finance of the Senate.

Transmittal to
Congressional
committees.

SEC. 7. Notwithstanding the provisions of the last paragraph under the heading "CUSTOMS SERVICE" of the Act entitled "An Act making appropriations for sundry civil expenses of the Government for the fiscal year ending June thirtieth, nineteen hundred and fifteen, and for other purposes", approved August 1, 1914 (38 Stat. 623, 19 U. S. C. 2), the State of New Mexico shall hereafter constitute a separate customs collection district with headquarters either in Deming or Columbus, New Mexico, and such additional ports of entry as the Secretary of the Treasury may deem necessary.

New Mexico as
collection district.

SEC. 8. This Act shall be effective on and after the day following the date of its enactment, except that section 2 shall be effective only as to articles entered, or withdrawn from warehouse, for consumption on or after the thirtieth day following the publication of the final list provided for in section 6 (a) of this Act, and section 3 shall be effective as to entries filed on or after the thirtieth day following the date of enactment of this Act.

Effective dates.

Approved August 2, 1956.

Public Law 928

CHAPTER 888

AN ACT

To amend further the Federal Civil Defense Act of 1950, as amended, to authorize the Administrator to pay travel expenses and per diem allowances to trainees in attendance at the National Civil Defense Staff College, and for other purposes.

August 2, 1956
[H. R. 10432]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection 201 (e) of the Federal Civil Defense Act of 1950 (64 Stat. 1245), as amended, is amended by striking out the words "including the furnishing of subsistence and quarters for trainees and instructors subject to reimbursement on terms prescribed by the Administrator", and substituting the following therefor: "including the payment of travel expenses, in accordance with the Travel Expenses Act of 1949, as amended, and the Standardized Government Travel Regulations, and per diem allowances, in lieu of subsistence for trainees in attendance or the furnishing of subsistence and quarters for trainees and instructors on terms prescribed by the Administrator".

Civil defense
trainees.
Travel expenses.
64 Stat. 1249.
60 USC app. 2281.

63 Stat. 166.
5 USC 835 note.

SEC. 2. There is hereby authorized to be appropriated not to exceed the sum of \$100,000 annually for the purpose of carrying out the provisions of this Act.

Appropriation.

Approved August 2, 1956.

Public Law 929

CHAPTER 889

August 2, 1956
[H. R. 5519]

AN ACT

To authorize and direct the Secretary of the Army to convey certain tracts of land in El Paso County, Texas, to the city of El Paso, Texas, in exchange for certain lands to be conveyed by the city of El Paso, Texas, to the United States Government.

El Paso, Texas,
Exchange of
lands.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Army is authorized, upon such terms and conditions as he may determine to be in the public interest, to convey to the city of El Paso, a municipal corporation organized and existing under and by virtue of the laws of the State of Texas, the lands and improvements comprising those portions of Fort Bliss Military Reservation and the Biggs Air Force Base situate in El Paso County, Texas, as described in section 2 of this Act, in exchange for that land described in section 3 of this Act and owned by the city of El Paso, Texas, situate in El Paso County. Among its terms and conditions, the deed to the city shall be conditioned upon the agreement by the city of El Paso in (1) the construction by the Department of the Air Force of an interconnecting taxiway between Biggs Air Force Base and El Paso International Airport; and (2) the use of El Paso International Airport by military aircraft. The conveyance to the city shall also provide for a reverter to the United States, at the election of the Secretary of the Army, for breach of any of the terms and conditions by the city of El Paso, its successors and assigns.

SEC. 2. The lands to be conveyed by the United States to the city of El Paso, Texas, consist of portions of Fort Bliss Military Reservation and Biggs Air Force Base with an aggregate of 2,255.453 acres of land and improvements thereon, in several tracts as follows:

(a) East-West runway extension area, a tract of land being and lying in block 80, township 2, parts of sections 32, 33, 34, 35, 41, 40, 39, and 38 of the Texas and Pacific Railway survey, El Paso County, Texas, and part of the Juan and Jacinto Ascarate grant, more particularly described as follows:

Beginning at the southeast corner of the city of El Paso International Airport, formerly known as Ed Anderson Field, same corner being in the northerly right-of-way line of United States Highway 62 known as the Carlsbad Road and said corner being north 81 degrees 10 minutes east a distance of 6,300.6 feet, plus or minus, from a monument marking the easterly right-of-way line of the Texas and New Orleans Railroad Fort Bliss spur as established by the Office of Quartermaster General Construction Division in November 1937, and the northerly right-of-way line of United States Highway 62;

Thence bearing north 81 degrees 10 minutes east and parallel to the northerly right-of-way line of United States Highway 62 at 10,936.0 feet, plus or minus, cross the approximate centerline of the El Paso Natural Gas parallel pipelines and continuing on a bearing or north 81 degrees 10 minutes east for a total distance of 13,728.3 feet, plus or minus, to the proposed southeast corner of this tract;

Thence bearing north 1 degree 1 minute 50 seconds west for a distance of 5,183.76 feet, plus or minus, to the proposed northeast corner of this tract;

Thence bearing south 82 degrees 20 minutes 55 seconds west at 6,670.0 feet, plus or minus, cross the approximate centerline of the El Paso Natural Gas parallel pipelines and continuing on a bearing of south 82 degrees 20 minutes 55 seconds west for a total distance of 13,692.56 feet, plus or minus, to a point in the present easterly boundary of the city of El Paso International Airport, same point being

the proposed northwest corner of this tract and bearing south 1 degree 1 minute 10 seconds east from the present northeast corner of the airport property;

Thence bearing south 1 degree 1 minute 50 seconds east and running with and parallel to the existing easterly boundary of said International Airport property a distance of 5,468.82 feet, plus or minus, to the northerly right-of-way line of United States Highway 62, the southwest corner of this tract and the point of beginning of this description;

Containing an area of 1,663.08 acres, more or less; subject, however, to an easement for a right-of-way from the Secretary of War, dated May 30, 1944, to the Mountain States Telephone and Telegraph Company and the El Paso Electric Company for a period not to exceed fifty years; beginning in the west line of section 40 and ending in the east line of section 36, said line being along and parallel to United States Highway 62 and 10 feet inside the boundary line of the Fort Bliss Military Reservation; and subject to a further easement for a sixty-foot wide right-of-way to the El Paso Natural Gas Company which bears approximately north 40 degrees 40 minutes west crossing the area as herein described.

(b) Northeast-southwest runway extension area, a tract of land being and lying in portions of sections 29, 28, 21, and 22, block 80, township 2 of the Texas and Pacific Railway survey, El Paso County, Texas, more particularly described as follows:

Beginning at the present northeast corner of the city of El Paso International Airport, marked by an iron pipe and a fence corner, same corner being north 88 degrees 58 minutes 10 seconds east a distance of 7,970.67 feet, plus or minus, from the east boundary of section 19, block 81, and the west boundary of section 30, block 80;

Thence south 88 degrees 58 minutes 10 seconds west and running with the northerly boundary of the international airport for a distance of 83.37 feet, plus or minus, to the most westerly corner of this tract;

Thence north 49 degrees 58 minutes 10 seconds east along the northwesterly boundary of this tract, for a total distance of 12,000.0 feet, plus or minus, to the northwesterly corner of this tract, crossing the southerly boundary of the Biggs Air Force Base property at 312.57 feet, plus or minus, and the easterly boundary of the Biggs Air Force Base at a distance of 10,215.32 feet from the point of beginning of this course;

Thence south 40 degrees 1 minute 50 seconds east along the northerly line of this tract for a distance of 2,000.0 feet, plus or minus, to the southeasterly corner of this tract;

Thence south 49 degrees 58 minutes 10 seconds west for a total distance of 13,512.29 feet, plus or minus, to a point on the present east boundary of the El Paso International Airport which is the southwesterly corner of this tract, crossing the east line of section 21, which is the easterly boundary line of Biggs Air Force Base at 3,460.34 feet, plus or minus, and the south line of said section 21, which is the southeasterly boundary of said airbase, at a distance of 5,868.74 feet, plus or minus, from the point of beginning of this course;

Thence north 1 degree 1 minute 50 seconds west along the present easterly boundary of the El Paso International Airport, a distance of 2,506.01 feet, plus or minus, to the point of beginning;

Containing 550.443 acres more or less; subject, however, to an easement to the El Paso Natural Gas Company, which bears north 40 degrees 40 minutes west and extends through section 28; and subject further to the continuing right of the United States, acting by and through the Civil Aeronautics Administration of the Department of

Commerce, or its successor in function, to erect, maintain, and operate, in the northwest quarter of the southeast quarter of section 29, a middle marker for the adjacent airport.

(c) Lynchville area, a tract of land being and lying in the Morningside Heights addition numbered 1000 and part of the north El Paso Heights addition, located in section 21, block 81, township 2, of the Texas and Pacific Railway survey, more particularly described as follows:

Beginning at the centerline intersection of Van Buren Avenue (sixty feet wide) and Pollard Street, which is sixty feet wide:

Thence bearing 00 degrees 15 minutes east along the centerline of Pollard Street a distance of 2,239.85 feet, plus or minus (plat distance 2,212.0 feet) to the intersection point of the north line of Truman (Buchanan) Avenue with the centerline of Pollard Street;

Thence bearing south 89 degrees 45 minutes east along the north line of Truman (Buchanan) Avenue, same line being also the south boundary of the Texas National Guard area, a distance of 1,075.44 feet, plus or minus (plat distance 1,064.4 feet), to a point in the westerly right-of-way line of the Southern Pacific Company (E. P. & S. W.);

Thence bearing south 13 degrees 45 minutes west along the said westerly right-of-way line a distance of 1,492.58 feet, plus or minus, to the point of curve to the left, said curve having a radius of 5,779.65 feet and a long chord distance of 705.69 feet and a bearing of south 10 degrees 15 minutes west;

Thence running with the arc of said curve along the westerly right-of-way line of the Southern Pacific Company (E. P. & S. W.) a distance of 706.10 feet, plus or minus to the point of tangent;

Thence bearing south 6 degrees 36 minutes west a distance of 94.61 feet, plus or minus, to the intersection of the centerline of Van Buren Avenue extended;

Thence bearing north 89 degrees 43 minutes west along the centerline of Van Buren Avenue a distance of 594.0 feet, plus or minus, to the centerline of Pollard Street and the point of beginning;

Containing an area of 41.93 acres, more or less, including 1.93 acres in Pollard and Van Buren Streets. It being the intention of these notes to describe the area between the centerline of Van Buren Avenue and the north boundary of Truman (Buchanan) Avenue and between the centerline of Pollard Street and the westerly right-of-way line of the Southern Pacific Company, subject to existing right-of-way for utility lines.

SEC. 3. The lands to be conveyed by the city of El Paso, Texas, to the United States consist of approximately 318.88 acres of land situate in the city and county of El Paso, Texas, known as the Valdespino area, being a tract or parcel of land lying in section 17, block 81, township 2 of the Texas and Pacific Railway survey, El Paso County, Texas, more particularly described as follows:

Beginning at a point which is the southwest corner of this tract, and which bears north 1 degree 14 minutes 49 seconds west a distance of 35.0 feet, plus or minus, and then north 88 degrees 41 minutes 7 seconds east a distance of 50.0 feet, plus or minus, from the common corner of sections 16, 17, 21, and 20, in block 81, township 2;

Thence north 1 degree 14 minutes 49 seconds west along the west boundary of this tract and the east boundary of Sheridan Road, a distance of 5,271.75 feet, plus or minus, to the northwest corner of this tract, said point also being a corner of that portion of the United States military reservation known as Logan Heights;

Thence north 88 degrees 49 minutes 29 seconds east along the northerly line of this tract, and the southeasterly line of the military reservation a distance of 3,327.42 feet to a point;

Thence south 1 degree 10 minutes 31 seconds east a distance of 212 feet to a point;

Thence north 88 degrees 49 minutes 29 seconds east a distance of 758.90 feet, plus or minus, to a point for the northeast corner of this tract, said point being on the westerly right-of-way line of the Southern Pacific Company;

Thence south 28 degrees 24 minutes 39 seconds west along the said westerly right-of-way line of the Southern Pacific Company, a distance of 3,115.80 feet, plus or minus, to a point;

Thence north 61 degrees 35 minutes 21 seconds west along the right-of-way line of said railroad company, a distance of 75 feet, plus or minus, to a point which is a common corner of this tract and the right-of-way of the Southern Pacific Company;

Thence south 28 degrees 24 minutes 39 seconds west along the westerly line of the Southern Pacific Company right-of-way line, a distance of 2,742 feet, plus or minus, to a point on said railroad company's right-of-way line and the north line of the Fred Wilson Road seventy-foot right-of-way, said point also being the southeast corner of this tract;

Thence south 88 degrees 41 minutes 07 seconds west along the north of line of Fred Wilson Road, said line being 35 feet north of said road's centerline and along the south line of this tract, a distance of 1,122.32 feet, plus or minus, to the point of beginning, together with all the improvements thereon.

Approved August 2, 1956.

Public Law 930

CHAPTER 890

AN ACT

To require certain safety devices on household refrigerators shipped in interstate commerce.

August 2, 1956
[H. R. 11969]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That it shall be unlawful for any person to introduce or deliver for introduction into interstate commerce any household refrigerator manufactured on or after the date this section takes effect unless it is equipped with a device, enabling the door thereof to be opened from the inside, which conforms with standards prescribed pursuant to section 3.

Household refrigerators.
Interstate shipment.

SEC. 2. Any person who violates the first section of this Act shall be guilty of a misdemeanor and shall, upon conviction thereof, be subject to imprisonment for not more than one year, or a fine of not more than \$1,000, or both.

SEC. 3. The Secretary of Commerce shall prescribe and publish in the Federal Register commercial standards for devices which, when used in or on household refrigerators, will enable the doors thereof to be opened easily from the inside; and the standards first established under this section shall be so prescribed and published not later than one year after the date of the enactment of this Act.

Publication in FR of safety standards.

SEC. 4. As used in this Act, the term "interstate commerce" includes commerce between one State, Territory, possession, the District of Columbia, or the Commonwealth of Puerto Rico and another State, Territory, possession, the District of Columbia, or the Commonwealth of Puerto Rico.

SEC. 5. This Act shall take effect on the date of its enactment, except that the first section of this Act shall take effect one year and 90 days after the date of publication of commercial standards first established under section 3 of this Act. In the event of a change in

Effective date.

said commercial standards first established, a like period shall be allowed for compliance with said change in commercial standards.

Approved August 2, 1956.

Public Law 931

CHAPTER 891

August 2, 1956
[H. R. 11696]

AN ACT

To authorize the conveyance of homestead allotments to Indians, Aleuts, or Eskimos in Alaska.

Alaska.
Homestead al-
lotments to Indians
or Eskimos.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of May 17, 1906 (34 Stat. 197; 48 U. S. C. 357), is hereby amended—

(a) by inserting after the word "Indian" in the first sentence thereof the following: ", Aleut";

(b) by inserting before the word "nonmineral" in the first sentence thereof the following: "vacant, unappropriated, and unreserved";

(c) by inserting after the word "Alaska" the first time it appears in the first sentence thereof the following: ", or, subject to the provisions of the Act of March 8, 1922 (42 Stat. 415, 48 U. S. C. 376-377), vacant, unappropriated, and unreserved land in Alaska that may be valuable for coal, oil, or gas deposits,";

Conveyance of
title.

(d) by striking the period after the first sentence thereof and adding the following: ": *Provided*, That any Indian, Aleut, or Eskimo who receives an allotment under this Act, or his heirs, is authorized to convey by deed, with the approval of the Secretary of the Interior, the title to the land so allotted, and such conveyance shall vest in the purchaser a complete title to the land which shall be subject to restrictions against alienation and taxation only if the purchaser is an Indian, Aleut, or Eskimo native of Alaska who the Secretary determines is unable to manage the land without the protection of the United States and the conveyance provides for a continuance of such restrictions."; and

Allotments in
national forests.

(e) by adding two new sections as follows:

"SEC. 2. Allotments in national forests may be made under this Act if founded on occupancy of the land prior to the establishment of the particular forest or if the Secretary of Agriculture certifies that the land in an application for an allotment is chiefly valuable for agricultural or grazing purposes.

Proof of occu-
pancy.

"SEC. 3. No allotment shall be made to any person under this Act until said person has made proof satisfactory to the Secretary of the Interior of substantially continuous use and occupancy of the land for a period of five years."

Approved August 2, 1956.

Public Law 932

CHAPTER 892

August 2, 1956
[H. R. 8226]

AN ACT

To amend section 1 of the Act of March 4, 1915, as amended (48 U. S. C., sec. 353).

Alaska.
School lands.
38 Stat. 1214; 66
Stat. 14.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 of the Act of March 4, 1915, as amended (48 U. S. C., sec. 353), is further amended by inserting before the period at the end of the first paragraph thereof a colon and the following language: "*Provided*, That

the existence of a mineral lease or permit, or application therefor, shall not prevent the reservation of land under this section, and such leases, permits, and applications shall be administered as hereinafter provided. The rights of the Territory to any lands under this Act shall not be denied on the sole grounds that such lands were at the time of the acceptance of the survey subject to a reservation, application, claim, or right and that that reservation, application, claim, or right was extinguished, relinquished, or cancelled prior to March 5, 1952".

Approved August 2, 1956.

Public Law 933

CHAPTER 893

AN ACT

To amend subdivision e of section 58, Notices, of the Bankruptcy Act, as amended.

August 2, 1956
[H. R. 9956]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subdivision e of section 58 of the Bankruptcy Act, as amended, is hereby amended to read as follows:

Bankruptcy.
Notices.
65 Stat. 114.
11 USC 94.

"SEC. 58e. The court shall, in every case instituted under any provisions of this Act, mail or cause to be mailed a copy of the notice of the first meeting of creditors to the district director of internal revenue for the district in which the court is located, and to the Comptroller General of the United States. Whenever the schedules of the bankrupt, or the list of creditors of the bankrupt, or any other papers filed in the case disclose a debt to the United States acting through any department, agency, or instrumentality thereof, (except for any internal revenue obligation payable to the Secretary of the Treasury or his delegate) a notice of the first meeting shall be mailed as well to the head of such department, agency, or instrumentality."

Approved August 2, 1956.

Public Law 934

CHAPTER 894

AN ACT

To provide additional time for the Tariff Commission to review the customs tariff schedules.

August 2, 1956
[H. R. 12254]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 101 (c) of the Customs Simplification Act of 1954 (Public Law 768, Eighty-third Congress) is amended by striking out "two years after the enactment of this Act" and inserting in lieu thereof "March 1, 1958,".

68 Stat. 1136.
19 USC 1332 note.

Approved August 2, 1956.

Public Law 935

CHAPTER 901

AN ACT

To amend the Federal Employees' Group Life Insurance Act of 1954 to bring employees of Gallaudet College within its coverage.

August 2, 1956
[H. R. 3489]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 (a) of the Federal Employees' Group Life Insurance Act of 1954 is amended by striking out "(but not including)" and inserting in lieu thereof "(including Gallaudet College but not including)".

68 Stat. 736.
5 USC 2091.

SEC. 2. This Act shall become effective on the first day of the first pay period which begins at least ten days after date of approval.

Approved August 2, 1956.

Public Law 936

CHAPTER 902

August 3, 1956
[S. J. Res. 114]

JOINT RESOLUTION

To change the name of Bedloe's Island in New York Harbor to Liberty Island.

Whereas the Statue of Liberty is to the world the symbol of the dreams and aspirations which have drawn so many millions of immigrants to America;

Whereas to all Americans the Statue of Liberty stands eternal as the symbol of the freedom which has been made a living reality in the United States for all sorts and conditions of mankind, united in allegiance to the Constitution of the United States and to the imperishable ideals of our free society;

Whereas the majestic meaning of the Statue of Liberty is to be made more brilliant by the establishment, at its foot, of The American Museum of Immigration as the gift of individual Americans to the American people for all future generations;

Whereas The American Museum of Immigration will tell for all time the story of the making of this great Nation of nations by the contributions of men and women who have been coming here since the earliest times from all over the world in search of liberty;

Whereas the Statue of Liberty stands on Federal land known as Bedloe's Island, which name today has no special significance and which is the latest of a series of other names by which such island has been known in the past; and

Whereas it is meet, fitting, and proper that the Statue of Liberty, with The American Museum of Immigration at its foot, be accorded a setting most appropriate for the great shrine of the American people: Now, therefore, be it

Liberty Island,
N. Y., formerly
Bedloe's Island.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That Bedloe's Island, which is located in New York Harbor, shall hereafter be known as Liberty Island, and any law, regulation, document, or record of the United States in which such island is designated or referred to under the name Bedloe's Island shall be held to refer to such island under and by the name of Liberty Island.

Approved August 3, 1956.

Public Law 937

CHAPTER 903

August 3, 1956
[S. 3875]

AN ACT

To amend section 4 (a) of the Vocational Rehabilitation Act, as amended.

29 USC 34.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That clause (2) of section 4 (a) of the Vocational Rehabilitation Act, as amended (68 Stat. 655), is hereby amended to read as follows:

"(2) for planning, preparing for, and initiating, during the fiscal year ending June 30, 1955, and the fiscal years ending June 30, 1956, and June 30, 1957, a substantial nationwide expansion of vocational rehabilitation programs in the States."

Approved August 3, 1956.

Public Law 938

CHAPTER 904

JOINT RESOLUTION

To authorize the Secretary of Commerce to sell certain war-built vessels.

August 3, 1956
[S. J. Res. 177]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) notwithstanding the provisions of section 11 of the Merchant Ship Sales Act of 1946, as amended, and section 510 (h) of the Merchant Marine Act, 1936, as amended, the Secretary of Commerce is authorized to sell within one year after the enactment of this joint resolution to the highest responsible bidder who is a citizen of the United States, within the meaning of section 2 of the Shipping Act, 1916, as amended, for employment on essential trade routes 3 and 4 to Cuba and Mexico, any two war-built vessels under the jurisdiction of the Secretary of Commerce, on an as is, where is, basis, provided that the Secretary of Commerce shall determine before entering into such sales that the purchaser possesses the ability, experience, financial resources, and other qualifications necessary to enable it to operate and maintain the vessels in service on that portion of essential trade routes 3 and 4 between Atlantic Coast ports of the United States and Cuba and Mexico and to maintain adequate service on such portion of such routes. The upset prices of the vessels shall be their sales prices computed under the Merchant Ship Sales Act of 1946, as of January 15, 1951, depreciated (after reduction for residual value) on a straight line basis for the period from January 15, 1951, to the date of execution of the contract of sale, on the basis of the portion of a twenty-year useful life of the vessels remaining after January 15, 1951.

(b) Each such sale shall be on the basis of the payment by the purchaser of not less than 25 per centum of the vessel sales price at the time of execution of the vessel sales contract, with the balance payable in approximately equal annual installments over the remainder of the economic life of the vessel, which economic life is to be determined by the Maritime Administration, with interest on the portion of the vessel sales price remaining unpaid at the rate of 3½ per centum per annum. The obligation of the purchaser with respect to payment of such unpaid balance, with interest, shall be secured by a preferred mortgage on the vessels in form satisfactory to the Maritime Administrator.

(c) (1) Such sales shall be made upon such conditions as the Secretary of Commerce deems necessary to protect the interests of the United States.

(2) Vessels sold under this Act shall be employed exclusively as dry cargo common carriers on that portion of essential trade routes 3 and 4 between Atlantic Coast ports of the United States and Cuba and Mexico, until the end of their useful lives, as determined under subsection (b) of this Act, or until they are replaced by new tonnage, whichever happens first. These restrictions shall run at law and in equity with the titles to the vessels and are binding upon all subsequent owners.

(d) Any contract of sale executed under authority of this Act shall provide that in the event the United States shall, through purchase or requisition, acquire ownership of any such vessel, the owner shall be paid therefor the value thereof, but in no event shall such payment exceed the actual depreciated sales price under such contract (together with the actual depreciated cost of capital improvements thereon); that in computing the depreciated acquisition cost of such vessel, the depreciation shall be computed on the vessel on the schedule adopted or accepted by the Secretary of the Treasury for income tax purposes as applicable to such vessel; that such vessel shall remain documented

Vessels.
Sale of tankers.
60 Stat. 49.
50 USC app. 1744.
68 Stat. 680.
46 USC 1160.

39 Stat. 729.
46 USC 844.

under the laws of the United States during the remainder of the economic life of the vessel or as long as there remains due the United States any principal or interest on account of the sales price, which ever is the longer period; and that the foregoing provisions respecting the requisition or the acquisition of ownership by the United States, and documentation shall run with the title to such vessel and be binding on all owners thereof.

Approved August 3, 1956.

Public Law 939

CHAPTER 905

August 3, 1956
[S. 3391]

AN ACT

To provide for the regulation of the interstate transportation of migrant farm workers.

Migrant farm
workers.
Interstate trans-
portation.
49 Stat. 544.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 203 (a) of part II of the Interstate Commerce Act, as amended (49 U. S. C. 303 (a)), is further amended by adding at the end thereof the following new subsections reading as follows:

“(22) The term ‘carrier of migrant workers by motor vehicle’ means any person, including any ‘contract carrier by motor vehicle’, but not including any ‘common carrier by motor vehicle’, who or which transports in interstate or foreign commerce at any one time three or more migrant workers to or from their employment by any motor vehicle other than a passenger automobile or station wagon, except migrant workers transporting themselves or their immediate families.

“(23) The term ‘migrant worker’ means any individual proceeding to or returning from employment in agriculture as defined in section 3 (f) of the Fair Labor Standards Act of 1938, as amended (29 U. S. C. 203 (f)), or section 3121 (g) of the Internal Revenue Code of 1954 (26 U. S. C. 3121 (g)).”

52 Stat. 1060.
68A Stat. 424.

49 Stat. 546.
49 USC 303.

SEC. 2. Section 204 (a) of part II of such Act, as amended (49 U. S. C. 304 (a)) is amended by adding a new subsection as follows:

“(3a) Notwithstanding any other provision of section 203 (b), to establish for carriers of migrant workers by motor vehicle reasonable requirements with respect to comfort of passengers, qualifications and maximum hours of service of operators, and safety of operation and equipment. Such requirements shall apply to any such carrier only in the case of transportation of any migrant worker for a total distance of more than seventy-five miles, and then only if such transportation is across the boundary line of any State, the District of Columbia, or Territory of the United States, or a foreign country. When such requirements are established, the term ‘motor carrier’ shall be construed to include carriers of migrant workers by motor vehicle in the administration of sections 204 (c); 205; 220; 221; 222 (a), (b), (d), (f) and (g); and 224.”

49 USC 304, 305,
320-322, 324.

52 Stat. 1068.

Supra.

SEC. 3. Section 13 (b) (1) of the Fair Labor Standards Act, as amended (29 U. S. C. 213 (b) (1)) shall not apply in the case of any employee with respect to whom the Interstate Commerce Commission has power to establish qualifications and maximum hours of service solely by virtue of section 204 (a) (3a) of the Interstate Commerce Act.

Approved August 3, 1956.

Public Law 940

CHAPTER 906

AN ACT

August 3, 1956
[S. 2060]

To amend the Act of March 3, 1901 (31 Stat. 1449) as amended, to incorporate in the Organic Act of the National Bureau of Standards the authority to use the Working Capital Fund, and to permit certain improvements in fiscal practices.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act to establish the National Bureau of Standards", approved March 3, 1901, as amended, is amended by striking out sections 7 and 8 and inserting in lieu thereof the following sections:

"SEC. 7. The Secretary shall charge for services performed under the authority of section 3 of this Act, except in cases where he determines that the interest of the Government would be best served by waiving the charge. Such charges may be based upon fixed prices or cost. The appropriation or fund bearing the cost of the services may be reimbursed, or the Secretary may require advance payment subject to such adjustment on completion of the work as may be agreed upon.

"SEC. 8. In the absence of specific agreement to the contrary, additional facilities, including equipment, purchased pursuant to the performance of services authorized by section 3 of this Act shall become the property of the Department of Commerce."

SEC. 2. Such Act is further amended by striking out sections 11, 12, and 13 and inserting in lieu thereof the following sections:

"SEC. 11. (a) The Secretary of Commerce is authorized to accept and utilize gifts or bequests of real or personal property for the purpose of aiding and facilitating the work authorized therein.

"(b) For the purpose of Federal income, estate, and gift taxes, gifts and bequests accepted by the Secretary of Commerce under the authority of this Act shall be deemed to be gifts and bequests to or for the use of the United States.

"SEC. 12. (a) The National Bureau of Standards is authorized to utilize in the performance of its functions the Working Capital Fund established by the Act of June 29, 1950 (64 Stat. 275), and additional amounts as from time to time may be required for the purposes of said fund are hereby authorized to be appropriated.

"(b) The working capital of the fund shall be available for obligation and payment for any activities authorized by this Act, as amended, and for any activities for which provision is made in the appropriations which reimburse the fund.

"(c) In the performance of authorized activities, the Working Capital Fund shall be available and may be reimbursed for expenses of hire of automobile, hire of consultants, and travel to meetings, to the extent that such expenses are authorized for the appropriations of the Department of Commerce.

"(d) The fund may be credited with advances and reimbursements, including receipts from non-Federal sources, for services performed under the authority of section 3 of this Act.

"(e) As used in this Act the term 'cost' shall be construed to include directly related expenses and appropriate charges for indirect and administrative expenses.

"(f) The amount of any earned net income resulting from the operation of the fund at the close of each fiscal year shall be paid into the general fund of the Treasury: *Provided*, That such earned net income may be applied first to restore any prior impairment of the fund."

Approved August 3, 1956.

National Bureau
of Standards.31 Stat. 1450.
15 USC 276.
Service charges.Ownership of fa-
cilities.

15 USC 273.

64 Stat. 373.
15 USC 278a-
278c.
Gifts and be-
quests.Working Capital
Fund.

64 Stat. 279.

15 USC 273.

Public Law 941

CHAPTER 907

August 3, 1956
[S. 3430]

AN ACT

To amend title III of the Public Health Service Act, and for other purposes.

National Library
of Medicine Act,
58 Stat. 691.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That title III of the Public Health Service Act (42 U. S. C., chapter 6A, subchapter II) is amended by adding at the end thereof the following new part:

“PART H—NATIONAL LIBRARY OF MEDICINE

“PURPOSE AND ESTABLISHMENT OF LIBRARY

“SEC. 371. In order to assist the advancement of medical and related sciences, and to aid the dissemination and exchange of scientific and other information important to the progress of medicine and to the public health, there is hereby established in the Public Health Service a National Library of Medicine (hereinafter referred to in this part as the ‘Library’).

“FUNCTIONS OF THE LIBRARY

“SEC. 372. (a) The Surgeon General, through the Library and subject to the provisions of subsection (c), shall—

“(1) acquire and preserve books, periodicals, prints, films, recordings, and other library materials pertinent to medicine;

“(2) organize the materials specified in clause (1) by appropriate cataloging, indexing, and bibliographical listing;

“(3) publish and make available the catalogs, indexes, and bibliographies referred to in clause (2);

“(4) make available, through loans, photographic or other copying procedures or otherwise, such materials in the Library as he deems appropriate;

“(5) provide reference and research assistance; and

“(6) engage in such other activities in furtherance of the purposes of this part as he deems appropriate and the Library’s resources permit.

“(b) The Surgeon General may exchange, destroy, or otherwise dispose of any books, periodicals, films, and other library materials not needed for the permanent use of the Library.

“(c) The Surgeon General is authorized, after obtaining the advice and recommendations of the Board (established under section 373), to prescribe rules under which the Library will provide copies of its publications or materials, or will make available its facilities for research or its bibliographic, reference, or other services, to public and private agencies and organizations, institutions, and individuals. Such rules may provide for making available such publications, materials, facilities, or services (1) without charge as a public service, or (2) upon a loan, exchange, or charge basis, or (3) in appropriate circumstances, under contract arrangements made with a public or other nonprofit agency, organization, or institution.

“BOARD OF REGENTS

“SEC. 373. (a) There is hereby established in the Public Health Service a Board of Regents of the National Library of Medicine (referred to in this part as the ‘Board’) consisting of the Surgeons General of the Public Health Service, the Army, the Navy, and the Air Force, the Chief Medical Director of the Department of Medicine and Surgery of the Veterans’ Administration, the Assistant Director for Biological and Medical Sciences of the National Science Foundation,

and the Librarian of Congress, all of whom shall be ex officio members and ten members appointed by the President, by and with the advice and consent of the Senate. The ten appointed members shall be selected from among leaders in the various fields of the fundamental sciences, medicine, dentistry, public health, hospital administration, pharmacology, or scientific or medical library work, or in public affairs. At least six of the appointed members shall be selected from among leaders in the fields of medical, dental, or public health research or education. The Board shall annually elect one of the appointed members to serve as Chairman until the next election. The Surgeon General shall designate a member of the Library staff to act as executive secretary of the Board.

“(b) It shall be the duty of the Board to advise, consult with, and make recommendations to the Surgeon General on important matters of policy in regard to the Library, including such matters as the acquisition of materials for the Library, the scope, content and organization of the Library’s services, and the rules under which its materials, publications, facilities, and services shall be made available to various kinds of users, and the Surgeon General shall include in his annual report to the Congress a statement covering the recommendations made by the Board and the disposition thereof. The Surgeon General is authorized to use the services of any member or members of the Board in connection with matters related to the work of the Library, for such periods, in addition to conference periods, as he may determine.

Duties.

“(c) Each appointed member of the Board shall hold office for a term of four years, except that (A) any member appointed to fill a vacancy occurring prior to the expiration of the term for which his predecessor was appointed shall be appointed for the remainder of such term, and (B) the terms of the members first taking office after the date of enactment of this part shall expire as follows: three at the end of four years after such date, three at the end of three years after such date, two at the end of two years after such date, and two at the end of one year after such date, as designated by the President at the time of appointment. None of the appointed members shall be eligible for reappointment within one year after the end of his preceding term.

Term of office.

“(d) Appointed members of the Board who are not otherwise in the employ of the United States, while attending conferences of the Board or otherwise serving at the request of the Surgeon General, shall be entitled to receive compensation at a rate to be fixed by the Secretary of Health, Education, and Welfare, but not exceeding \$50 per diem, including travel time, and while away from their homes or regular places of business they may be allowed travel expenses, including per diem in lieu of subsistence, as authorized by law (5 U. S. C. 73b-2) for persons in the Government service employed intermittently.

Compensation.

“GIFTS TO LIBRARY

“SEC. 374. The provisions of section 501 shall be applicable to the acceptance and administration of gifts made for the benefit of the Library or for carrying out any of its functions, and the Surgeon General shall make recommendations to the Secretary of Health, Education, and Welfare relating to establishment within the Library of suitable memorials to the donors.

“DEFINITIONS

“SEC. 375. For purposes of this part the terms ‘medicine’ and ‘medical’ shall, except when used in section 373, be understood to include preventive and therapeutic medicine, dentistry, pharmacy, hospitalization, nursing, public health, and the fundamental sciences related thereto, and other related fields of study, research, or activity.

“LIBRARY FACILITIES

Appropriation.

“SEC. 376. There are hereby authorized to be appropriated sums sufficient for the erection and equipment of suitable and adequate buildings and facilities for use of the Library in carrying out the provisions of this part. The Administrator of General Services is authorized to acquire, by purchase, condemnation, donation, or otherwise, a suitable site or sites, selected by the Surgeon General in accordance with the direction of the Board, for such buildings and facilities and to erect thereon, furnish, and equip such buildings and facilities. The sums herein authorized to be appropriated shall include the cost of preparation of drawings and specifications, supervision of construction, and other administrative expenses incident to the work. The Administrator of General Services shall prepare the plans and specifications, make all necessary contracts, and supervise construction.

“TRANSFER OF ARMED FORCES MEDICAL LIBRARY

“SEC. 377. All civilian personnel, equipment, library collections, other personal property, records, and unexpended balances of appropriations, allocations, and other funds (available or to be made available), which the Director of the Bureau of the Budget shall determine to relate primarily to the functions of the Armed Forces Medical Library, are hereby transferred to the Service for use in the administration and operation of this part. Such transfer of property, funds, and personnel, and the other provisions of this part, shall become effective on the first day, occurring not less than thirty days after the date of enactment of this part, which the Director of the Bureau of the Budget determines to be practicable.”

Short title.

SEC. 2. This Act may be cited as the “National Library of Medicine Act”.

Approved August 3, 1956.

Public Law 942

CHAPTER 908

AN ACT

August 3, 1956—
[S. 3821]

To authorize the construction of one prototype ship and the conversion of one Liberty ship, by the Maritime Administration, Department of Commerce.

Construction and
conversion of ves-
sels, authoriza-
tion.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated to the Department of Commerce, Maritime Administration, such sums as may be necessary, to remain available until expended, to construct, outfit, and test one prototype merchant ship of the “Clipper” class, as designed by the Maritime Administration, Department of Commerce, and to convert, outfit, and test one reserve fleet Liberty ship. Such construction and conversion, outfitting, and testing shall be subject to the provisions of the Merchant Marine Act, 1936, as amended.

49 Stat. 1985.
46 USC 1245.

Approved August 3, 1956.

Public Law 943

CHAPTER 909

AN ACT

To provide for the termination of Federal supervision over the property of the Ottawa Tribe of Indians in the State of Oklahoma and the individual members thereof, and for other purposes.

August 3, 1956
[S. 3969]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the purpose of this Act is to provide for the termination of Federal supervision over the trust and restricted property of the Ottawa Tribe of Indians located in northeastern Oklahoma and the individual members thereof, and for a termination of Federal services furnished to such Indians because of their status as Indians.

Indians.
Ottawa Tribe,
Okla.
Federal super-
vision terminated.

SEC. 2. (a) The Secretary of the Interior is authorized and directed to transfer within three years after the date of this Act to each member of the Ottawa Tribe unrestricted title to funds or other personal property held in trust for such member by the United States.

Personal prop-
erty and funds.

(b) All restrictions on the sale or encumbrance by the owners of trust or restricted lands that were originally allotted to persons who were at the time of allotment members of the Ottawa Tribe, regardless of whether such owners are themselves members of such tribe, and all restrictions on the sale or encumbrance of trust or restricted land owned by members of the tribe (including allottees, heirs, and devisees, either adult or minor), regardless of where the land is located, are hereby removed three years after the date of this Act, and the patents or deeds under which titles are then held shall pass the titles in fee simple, subject to any valid encumbrance. The titles to all interests in trust or restricted land acquired by members of the tribe by devise or inheritance three years or more after the date of this Act shall vest in such members in fee simple, subject to any valid encumbrance.

(c) Prior to the time provided in subsection (b) of this section for the removal of restrictions on land owned by more than one member of the tribe, the Secretary may:

(1) Upon request of any of the owners made within two years after the date of this Act, partition the land and issue to each owner a patent or deed for his individual share that shall become unrestricted three years from the date of this Act;

(2) Upon request of any of the owners and a finding by the Secretary that partition of all or any part of the land is not practicable, cause all or any part of the land to be sold at not less than the appraised value thereof, and distribute the proceeds of sale to the owners: *Provided*, That any one or more of the owners may elect before a sale to purchase the other interests in the land at not less than the appraised value thereof, and the purchaser shall receive an unrestricted patent or deed to the land; and

(3) If the whereabouts of none of the owners can be ascertained, cause such lands to be sold and deposit the proceeds of sale in the Treasury of the United States for safekeeping.

SEC. 3. (a) The Act of June 25, 1910 (36 Stat. 855), the Act of February 14, 1913 (37 Stat. 678), and other Acts amendatory thereto shall not apply to the probate of the trust and restricted property of the members of the Ottawa Tribe who die six months or more after the date of this Act.

Probate of es-
tates.
25 USC 151.
25 USC 373.

(b) The laws of the several States, Territories, possessions, and the District of Columbia with respect to the probate of wills, the determination of heirs, and the administration of decedents' estates shall apply to the individual property of members of the tribe who die six months or more after the date of this Act.

Guardians appointed.

SEC. 4. Prior to the transfer of title to, or the removal of restrictions from, property in accordance with the provisions of this Act, the Secretary of the Interior shall protect the rights of members of the tribe who are minors, non compos mentis, or in the opinion of the Secretary in need of assistance in conducting their affairs by causing the appointment of guardians for such members in courts of competent jurisdiction, or by such other means as he may deem adequate.

Tribal funds.

SEC. 5. Pending the completion of the property dispositions provided for in this Act, the funds now on deposit or hereafter deposited in the Treasury of the United States to the credit of the Ottawa Tribe shall be available for advance to the tribe, or for expenditure, for such purposes as may be designated by the governing body of the tribe and approved by the Secretary of the Interior.

Execution of deeds, etc.

SEC. 6. The Secretary of the Interior shall have authority to execute such patents, deeds, assignments, releases, certificates, contracts, and other instruments as may be necessary or appropriate to carry out the provisions of this Act, or to establish a marketable and recordable title to any property disposed of pursuant to this Act.

Prior leases, etc.

SEC. 7. Nothing in this Act shall abrogate any valid lease, permit, license, right-of-way, lien, or other contract heretofore approved. Whenever any such instrument places in or reserves to the Secretary of the Interior any powers, duties, or other functions with respect to the property subject thereto, the Secretary may transfer such functions, in whole or in part, to any Federal agency with the consent of such agency, or to a State agency with the consent of such agency and the other party or parties to such instrument.

Status of Indians.

SEC. 8. (a) The Federal trust relationship to the affairs of the Ottawa Tribe and its members shall terminate three years after the date of this Act, and thereafter individual members of the tribe shall not be entitled to any of the services performed by the United States for Indians because of their status as Indians. All statutes of the United States which affect Indians because of their status as Indians shall no longer be applicable to the members of the tribe, and the laws of the several States shall apply to the tribe and its members in the same manner as they apply to other citizens or persons within their jurisdiction.

(b) Nothing in this Act shall affect the status of the members of the Ottawa Tribe as citizens of the United States.

Educational program.

(c) Prior to the termination of the Federal trust relationship in accordance with the provisions of this section, the Secretary of the Interior is authorized to undertake, within the limits of available appropriations, a special program of education and training designed to help the members of the tribe to earn a livelihood, to conduct their own affairs, and to assume their responsibilities as citizens without special services because of their status as Indians. Such program may include language training, orientation in non-Indian community customs and living standards, vocational training and related subjects, transportation to the place of training or instruction, and subsistence during the course of training or instruction. For the purposes of such program, the Secretary is authorized to enter into contracts or agreements with any Federal, State, or local governmental agency, corporation, association, or person. Nothing in this section shall pre-

clude any Federal agency from undertaking any other program for the education and training of Indians with funds appropriated to it.

SEC. 9. (a) Effective three years after the date of this Act, the corporate charter issued pursuant to the Act of June 26, 1936 (49 Stat. 1967), as amended, to the Ottawa Tribe of Oklahoma and ratified by the tribe on November 30, 1938, is hereby revoked.

Corporate charter
terminated.
25 USC 501.

(b) Effective three years after the date of this Act, all powers of the Secretary of the Interior or other officer of the United States to take, review, or approve any action under the constitution and bylaws of the Ottawa Tribe are hereby terminated. Any powers conferred upon the tribe by such constitution which are inconsistent with the provisions of this Act are hereby terminated. Such termination shall not affect the power of the tribe to take any action under its constitution and bylaws that is consistent with this Act without the participation of the Secretary or other officer of the United States.

SEC. 10. Nothing in this Act shall affect any claims heretofore filed against the United States by the Ottawa Tribe.

SEC. 11. Nothing in this Act shall abrogate any water rights of the Ottawa Tribe or its members.

SEC. 12. The Secretary of the Interior is authorized to issue rules and regulations necessary to effectuate the purposes of this Act and may in his discretion provide for tribal referendums on matters pertaining to management or disposition of tribal assets.

Regulations.

SEC. 13. All Acts or parts of Acts inconsistent with this Act are hereby repealed insofar as they affect the Ottawa Tribe or its members. The Act of June 26, 1936 (49 Stat. 1967), and the Act of June 18, 1934 (48 Stat. 984), as amended by the Act of June 15, 1935 (49 Stat. 378), shall not apply to the tribe and its members three years after the date of this Act.

25 USC 461.

SEC. 14. If any provision of this Act, or the application thereof, to any person or circumstance is held invalid, the remainder of the Act and the application of such provision to other persons or circumstances shall not be affected thereby.

SEC. 15. (a) The tribe shall have a period of six months from the date of this Act in which to prepare and submit to the Secretary a proposed roll of the members of the tribe living on the date of this Act, which shall be published in the Federal Register. The proposed roll shall be prepared in accordance with eligibility requirements prescribed in the tribe's constitution and bylaws. If the tribe fails to submit such roll within the time specified in this section, the Secretary shall prepare a proposed roll for the tribe, which shall be published in the Federal Register. Any person claiming membership rights in the tribe or any interest in its assets, or a representative of the Secretary on behalf of any such person, may, within sixty days from the date of publication of the proposed roll, file an appeal with the Secretary contesting the inclusion or omission of the name of any person on or from such roll. The Secretary shall review such appeals and his decisions thereon shall be final and conclusive. After disposition of all such appeals by the Secretary, the roll of the tribe shall be published in the Federal Register, and such roll shall be final for the purposes of this Act.

Roll of members.
Publication in
FR.

Taxes.

(b) No property distributed under the provisions of this Act shall at the time of distribution be subject to Federal or State income tax. Following any distribution of property made under the provisions of this Act, such property and any income derived therefrom by the individual, corporation, or other legal entity shall be subject to the same taxes, State and Federal, as in the case of non-Indians: *Provided*, That for the purpose of capital gains or losses the base value of the property shall be the value of the property when distributed to the individual, corporation, or other legal entity.

Approved August 3, 1956.

Public Law 944

CHAPTER 910

AN ACT

August 3, 1956
[S. 4116]

To increase the membership of the Senate Office Building Commission.

Senate Office
Building Commission.

67 Stat. 328.
40 USC 174b-1
note.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the membership of the Senate Office Building Commission, created by the Sundry Civil Appropriation Act of April 28, 1904 (33 Stat. 481), as amended by Public Law 178, Eighty-third Congress, approved August 3, 1953, is hereby increased from seven to nine members, such additional members to be appointed by the President of the Senate.

Approved August 3, 1956.

Public Law 945

CHAPTER 911

AN ACT

August 3, 1956
[S. 4221]

To amend the International Wheat Agreement Act of 1949.

International
Wheat Agreement.
63 Stat. 945.
7 USC 1641.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the International Wheat Agreement Act of 1949, as amended, is amended by inserting before the parenthesis at the end of the first sentence thereof the following: "and the Agreement (International Wheat Agreement, 1956) further revising and renewing the International Wheat Agreement for a period ending July 31, 1959, signed by Argentina, Australia, Canada, France, Sweden, the United States, and certain wheat importing countries".

63 Stat. 2173.

SEC. 2. Reference in any law to the International Wheat Agreement of 1949 shall be deemed to include the Agreement (International Wheat Agreement, 1956) revising and renewing the International Wheat Agreement for a period ending July 31, 1959.

Approved August 3, 1956.

Public Law 946

CHAPTER 912

JOINT RESOLUTION

August 3, 1956
[H. J. Res. 511]

Granting the consent of Congress to the States of New York, New Jersey, and Connecticut to confer certain additional powers upon the Interstate Sanitation Commission, established by said States pursuant to Public Resolution 62, Seventy-fourth Congress, August 27, 1935.

Interstate Sanitation Commission.
Studies of air pollution.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of August 27, 1935 (49 Stat. 932) is amended by striking out section 2 thereof and inserting the following new sections:

"SEC. 2. The further consent of Congress is given to the States of New York, New Jersey, and Connecticut to confer upon the Interstate Sanitation Commission, in accordance with chapter 286 of the laws of the State of New York (1956), chapter 46 of the laws of New Jersey (1955) (as amended by chapter 23 (1956)), and public act 27 of the laws of Connecticut (1955), the power to make studies of smoke and air pollution within any and all of the territory served by the Commission. Such studies shall include surveys of the sources and extent of the pollution, property damage caused thereby, the effect upon public health and comfort, and relevant meteorological, climatological, and topographical factors.

"SEC. 3. The right to alter, amend, or repeal this Act, as amended, is hereby expressly reserved." Reservation of rights.

Approved August 3, 1956.

Public Law 947

CHAPTER 913

AN ACT

To provide for a study by the Federal Communications Commission, the United States Coast Guard, and the Federal Maritime Administration with respect to the need for automatic radiotelegraph call selectors and other such safety devices on certain cargo ships of the United States.

August 3, 1956
[H. R. 4090]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Federal Communications Commission, the United States Coast Guard, and the Federal Maritime Administration are hereby authorized and directed, acting jointly, (1) to make a full and complete study and investigation with respect to the need for installing automatic radio-telegraph call selectors on cargo ships of the United States carrying less than two radio operators, and other such safety devices, and the feasibility thereof, (2) to report to the Congress at the earliest practicable date, but not later than March 1, 1957, and (3) to include in such report their recommendations, if any, for necessary legislation.

Cargo ships.
Automatic radio-
telegraph.

Report to Con-
gress.

Approved August 3, 1956.

Public Law 948

CHAPTER 914

AN ACT

To extend the time limit within which naval vessels may be loaned to friendly Far Eastern nations and to authorize the loan of naval vessels to friendly European nations.

August 3, 1956
[H. R. 11613]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) the first sentence of section 4 (a) of the Act of August 5, 1953 (67 Stat. 363), is amended by inserting immediately after "Far Eastern" the words "or European".

Naval vessels.
Loan to foreign
governments.

(b) Section 4 (c) of such Act is amended by striking out "December 31, 1956" and inserting in lieu thereof "December 31, 1957".

(c) Section 5 of such Act is amended by striking out "respective Governments under the Mutual Security Act" and inserting in lieu thereof "recipient Governments under the Mutual Security Act of 1954, as amended, or provided by the recipient Governments under reimbursable provisions of such Act".

67 Stat. 478.

Approved August 3, 1956.

Public Law 949

CHAPTER 915

August 3, 1956
[H. R. 11695]

AN ACT

To extend until June 30, 1958, the programs of financial assistance in the construction and operation of schools in areas affected by Federal activities under the provisions of Public Laws 815 and 874, Eighty-first Congress, and to make certain other changes in such provisions.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

School facilities
in areas affected
by Federal activi-
ties.

TITLE I—AMENDMENTS TO PUBLIC LAW 815, EIGHTY-FIRST CONGRESS

64 Stat. 975.
20 USC 279.

SEC. 101. Subsection (e) of section 209 of the Act of September 23, 1950 (Public Law 815, Eighty-first Congress), as amended, is amended by striking out "1957" and inserting in lieu thereof "1959".

20 USC 280.

SEC. 102. The third sentence of paragraph (1) of section 210 of such Act is amended by inserting "(A)" after "includes" and by inserting immediately before the period at the end thereof a comma and the following: "and (B) any school which is providing flight training to members of the Air Force under contractual arrangements with the Department of the Air Force at an airport which is owned by a State or a political subdivision of a State".

20 USC 291.

SEC. 103. Section 301 of such Act is amended by striking out "three" and inserting in lieu thereof "five".

20 USC 293.

SEC. 104. The first sentence of section 303 of such Act is amended by striking out "1956" and inserting in lieu thereof "1958".

20 USC 294.

SEC. 105. (a) The first sentence of section 304 (a) of such Act is amended by striking out "1955-1956" and inserting in lieu thereof "1957-1958".

(b) The last sentence of section 304 (a) of such Act is amended by striking out clause (A) and inserting in lieu thereof the following new clause: "(A) are built or under contract as of the date on which the Commissioner set, under section 303, the earliest date on or before which the application for such project is filed, or".

20 USC 295.

SEC. 106. (a) Subsection (a) of section 305 of such Act is amended—

(1) by striking out "1953-1954" each time it appears therein and inserting in lieu thereof "1955-1956";

(2) by striking out "1955-1956" and inserting in lieu thereof "1957-1958";

(3) by inserting in paragraph (2) immediately after "such agency is situated" a period and the following: "A child of a parent who commenced residing in or near the school district of such an agency while assigned to employment, as a member of the Armed Forces on active duty, on Federal property (situated in whole or in part in the same State as the school district of such agency or within reasonable commuting distance from such school district) and who was subsequently assigned elsewhere on active duty as a member of the Armed Forces, shall continue to be considered as residing with a parent employed on such Federal property, for purposes of this paragraph and paragraph (1) of this subsection, for so long as the parent is so assigned";

(4) by striking out all of the first sentence of paragraph (3) thereof which follows "such agency is situated" and inserting in lieu thereof the following: "; but this paragraph (3) shall not apply if, within ninety days following the filing by such agency of an application in accordance with regulations prescribed under section 306 (a), the President finds (A) that no portion of the school district is in an area in which a defense plant or installation

20 USC 296.

has been or is to be provided, or an existing defense plant or installation has been or is to be reactivated or its operation substantially expanded, or (B) that no substantial in-migration of defense workers or military personnel is required to carry out activities at any such plant or installation, or (C) after consultation with the Commissioner, that the minimum school facilities required for the free public education of the children of such defense workers or military personnel are available.”; and

(5) by inserting immediately before the period at the end thereof a colon and the following: “*Provided*, That if the Commissioner finds, with respect to a number of such children who during the regular school year 1955-1956 attended school facilities owned by the Federal Government and used by such agency, (A) that such school facilities used for such children can be more appropriately used for different school purposes or are no longer available for school purposes, and (B) that such agency will submit with its application under this title a project to provide school facilities for such children, such children shall be counted as an increase under paragraph (1) or (2) of this subsection as the case may be, and shall be deemed to be without school facilities at the close of the regular school year 1957-1958 for purposes of section 304 (a)”.

(b) Subsection (c) of section 305 is amended by striking out “1953-1954” and inserting in lieu thereof “1955-1956” and by inserting immediately before the period at the end thereof the following: “: *Provided*, That children residing on any housing property which, prior to sale or transfer by the United States, was considered to be Federal property for the purposes of this Act, shall not be considered as having been federally connected in determining the eligibility of the local educational agency under this subsection”.

(c) Subsection (d) of section 305 is amended (1) by striking out “regular school year 1955-1956” and inserting in lieu thereof “regular school year 1957-1958”, (2) by striking out “110 per centum” and inserting in lieu thereof “107 per centum”, (3) by striking out “regular school year 1953-1954” and inserting in lieu thereof “regular school year 1955-1956”, and (4) by striking out “1953-1954 and 1955-1956” and inserting in lieu thereof “1955-1956 and 1957-1958”.

SEC. 107. Subsection (b) of section 306 of such Act is amended by inserting immediately before the period at the end thereof the following: “: *Provided*, That the Commissioner may approve any application for payments under this title at any time after it is filed and before any priority is established with respect thereto under section 303 if he determines that—

20 USC 296.

“(1) on the basis of information in his possession, it is likely that the urgency of the need of the local educational agency is such that it would have a priority under section 303 which would qualify it for payments under this title when such priorities are established, and

“(2) the number of children in the increase under section 305 (a) is in large measure attributable to children who reside or will reside in housing newly constructed on Federal property.”

SEC. 108. Section 310 of such Act is amended by striking out “1956” and inserting in lieu thereof “1958”.

20 USC 300.

SEC. 109. Subsection (b) of section 401 of such Act is amended (1) by striking out “two succeeding fiscal years” and inserting in lieu thereof “four succeeding fiscal years”, (2) by striking out “\$20,000,000” and inserting in lieu thereof “\$40,000,000”, and (3) by striking out “1956” and inserting in lieu thereof “1958”.

20 USC 311.

SEC. 110. The amendments made by this title shall become effective July 1, 1956.

Effective date.

Educational
agencies affected
by Federal activi-
ties.

TITLE II—AMENDMENTS TO PUBLIC LAW 874, EIGHTY-FIRST CONGRESS

64 Stat. 1100.
20 USC 237.

SEC. 201. Subsection (a) of section 2 of the Act of September 30, 1950 (Public Law 874, Eighty-first Congress), as amended, is amended by striking out "six succeeding fiscal years" and inserting in lieu thereof "seven succeeding fiscal years".

20 USC 238.

SEC. 202. Subsection (a) of section 3 of such Act is amended (1) by striking out "1957" and inserting in lieu thereof "1958" and (2) by striking out "the preceding fiscal year" and inserting in lieu thereof "such fiscal year".

SEC. 203. Subsection (b) of section 3 of such Act is amended (1) by striking out "the preceding fiscal year" and inserting in lieu thereof "such fiscal year", (2) by striking out "(other than those specified in subsection (a) hereof", and (3) by adding at the end thereof the following new sentences: "A child of a parent who commenced residing in or near the school district of such an agency while assigned to employment, as a member of the Armed Forces on active duty, on Federal property (situated in whole or in part in the same State as the school district of such agency or within reasonable commuting distance from such school district) and who was subsequently assigned elsewhere on active duty as a member of the Armed Forces, shall continue to be considered as residing with a parent employed on such Federal property for so long as the parent is so assigned elsewhere. If both subsection (a) and this subsection apply to a child, the local educational agency shall elect which of such subsections shall apply to such child."

SEC. 204. (a) Subsection (c) of section 3 of such Act is amended by striking out paragraph (1) thereof and inserting the following new paragraphs in lieu thereof:

"(c) (1) The amount to which a local educational agency is entitled under this section for any fiscal year ending prior to July 1, 1958, shall be an amount equal to (A) the local contribution rate (determined under subsection (d)) multiplied by (B) the sum of the number of children determined under subsection (a) and one-half of the number determined under subsection (b).

"(2) No local educational agency shall be entitled to receive any payment for a fiscal year with respect to a number of children determined under subsection (a) or subsection (b), as the case may be, unless the number of children who were in average daily attendance during such year and to whom such subsection applies—

"(A) is ten or more; and

"(B) amounts to 3 per centum or more of the total number of children who were in average daily attendance during such year and for whom such agency provided free public education.

Notwithstanding the provisions of clause (B) of this paragraph, the Commissioner may waive the 3 per centum condition of entitlement contained in such clause whenever, in his judgment, exceptional circumstances exist which would make the application of such condition inequitable and would defeat the purposes of this Act.

"(3) Notwithstanding the preceding provisions of this section, where the average daily attendance at the schools of any local educational agency during the fiscal year ending June 30, 1939, exceeded 35,000—

"(A) such agency's percentage requirement for eligibility (as set forth in paragraph (2) of this subsection) shall be 6 per centum instead of 3 per centum (and those provisions of such paragraph (2) which relate to the lowering of the percentage requirement shall not apply); and

"(B) in determining the number of children under subsection (a) or (b) with respect to whom such agency is entitled to receive payment, the agency shall be entitled to receive payment with respect to only so many of the number of children whose attendance serves as the basis for eligibility under such subsection, as exceeds 3 per centum of the number of all children in average daily attendance at the schools of such agency during the fiscal year for which payment is to be made."

(b) Paragraph (2) of subsection (c) of section 3 of such Act is amended (1) by redesignating such paragraph as paragraph (4), (2) by striking out "1957" and inserting in lieu thereof "1958", (3) by striking out "the preceding fiscal year" and inserting in lieu thereof "such fiscal year", (4) by striking out "succeeding fiscal year" and inserting in lieu thereof "two succeeding fiscal years", (5) by striking out "the preceding year" and inserting in lieu thereof "such year", and (6) by striking out "such preceding year" and inserting in lieu thereof "such year".

20 USC 238.

(c) Subsection (c) of section 3 of such Act is amended by adding at the end thereof the following new paragraph:

"(5) The determinations whether a local educational agency has met the percentage requirements for eligibility under paragraphs (2), (3), or (4) of this subsection for any fiscal year shall be made on the basis of estimates by the Commissioner made prior to the close of such year, except that an underestimate made by the Commissioner pursuant to the foregoing provisions of this sentence shall not operate to deprive an agency of its entitlement to any payments under this section to which it would be entitled had the estimate been accurate."

(d) Subsection (e) of section 3 of such Act is amended by striking out "subsection (c) (2)" and inserting in lieu thereof "subsection (c) (4)".

SEC. 205. Subsection (d) of section 3 of such Act is amended (1) by striking out "generally comparable" and inserting in lieu thereof "most nearly comparable" and (2) by amending the next to the last sentence thereof to read as follows: "In no event shall the local contribution rate for any local educational agency in any State in the continental United States for any fiscal year be less than (i) 50 per centum of the average per pupil expenditure in such State or (ii) the national average per pupil local contribution rate but not to exceed the average per pupil expenditure in such State. For purposes of the preceding sentence 'average per pupil expenditure in such State' means the aggregate current expenditures, during the second fiscal year preceding the fiscal year for which the computation is made, of all local educational agencies in such State (without regard to the sources of funds from which such expenditures are made), divided by the aggregate number of children in average daily attendance to whom such agencies provided free public education during such second preceding fiscal year; and 'national average per pupil local contribution rate' means the aggregate amounts to which local educational agencies in the continental United States became entitled under section 3 (c) (1) for such second preceding fiscal year, divided by the aggregate number of children used under section 3 (c) (1) in computing such amounts (counting children under section 3 (b) as one-half those under section 3 (a))."

Local contribu-
tion rate.

SEC. 206. Section 3 of such Act is amended by adding at the end thereof the following new subsection:

"ADJUSTMENT FOR CERTAIN DECREASES IN FEDERAL ACTIVITIES

"(f) Whenever the Commissioner determines that—

"(1) a local educational agency has made preparations to pro-

vide during a fiscal year free public education for a certain number of children to whom subsection (a) or (b) applies;

"(2) such preparations were in his judgment reasonable in the light of the information available to such agency at the time such preparations were made; and

"(3) such number has been substantially reduced by reason of a decrease in or cessation of Federal activities or by reason of a failure of any of such activities to occur,

the amount to which such agency is otherwise entitled under this section for such year shall be increased to the amount to which, in the judgment of the Commissioner, such agency would have been entitled but for such decrease in or cessation of Federal activities or the failure of such activities to occur, minus any reduction in current expenditures for such year which the Commissioner determines that such agency has effected, or reasonably should have effected, by reason of such decrease in or cessation of Federal activities or the failure of such activities to occur."

20 USC 239.

SEC. 207. Subsection (a) of section 4 of such Act is amended (1) by striking out "1957" both times it appears therein and inserting in lieu thereof "1958", and (2) by striking out "section 2 of".

SEC. 208. Subsection (c) of section 4 of such Act is amended to read as follows:

"COUNTING OF CERTAIN CHILDREN

"(c) In determining under subsection (a) whether there has been an increase in attendance in any fiscal year directly resulting from activities of the United States and the number of children with respect to whom payment is to be made for any fiscal year, the Commissioner shall not count—

"(A) children with respect to whom a local educational agency is, or upon application would be, entitled to receive any payment under section 3 for such fiscal year, and

"(B) children whose attendance is attributable to activities of the United States carried on in connection with real property which has been excluded from the definition of Federal property by the last sentence of paragraph (1) of section 9."

20 USC 240.

SEC. 209. Subsection (c) of section 5 of such Act is amended by striking out "subsection (c) (2)" and inserting in lieu thereof "subsection (c) (4)".

20 USC 243.

SEC. 210. Subsection (d) of section 8 of such Act is amended by striking out "1957" and inserting in lieu thereof "1958".

20 USC 244.

SEC. 211. The third sentence of paragraph (1) of section 9 of such Act is amended by inserting "(A)" after "such term includes" and by inserting immediately before the period at the end thereof a comma and the following: "(B) for one year beyond the end of the fiscal year in which occurred the sale or transfer thereof by the United States, any housing property considered prior to such sale or transfer to be Federal property for the purposes of this Act, and (C) any school which is providing flight training to members of the Air Force under contractual arrangements with the Department of the Air Force at an airport which is owned by a State or a political subdivision of a State".

20 USC 245.

SEC. 212. Subsection (a) of section 10 of such Act is amended by striking out "either of the two" and inserting in lieu thereof "any of the three".

Effective date.

SEC. 213. The amendments made by this title shall become effective July 1, 1956.

Approved August 3, 1956.

Public Law 950

CHAPTER 916

AN ACT

Granting the consent of Congress to the States of Illinois and Wisconsin to enter into a compact relating to interstate public school districts where an educational community extends into both such States.

August 3, 1956
[H. R. 9314]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby given to the States of Illinois and Wisconsin to enter into the following compact and agreement relative to interstate public school districts where an educational community extends into both such States.

Illinois-Wisconsin interstate school compact.

The compact reads as follows:

“ARTICLE I—PURPOSE

“The purpose of this compact is to create a pattern of organizations through which all the people of an educational community which crosses State lines may participate in the government of such unit.

“ARTICLE II—ORGANIZATION

“The State superintendent of public instruction or similarly titled officer of the respective party States designated in the enabling Acts approving this compact may by agreement provide for the establishment and operation of interstate public school districts for the operation of elementary and secondary schools.

“ARTICLE III—SCOPE OF THE AGREEMENTS

“Such agreements may cover—

- “(a) the establishment of an interstate school district;
- “(b) the allocation of costs of operation and capital expenditure between the portions of the district in each State;
- “(c) the scope of the educational program;
- “(d) the procedures whereby the electors in each State may participate in the formation of school policy;
- “(e) the allocation of State school aids;
- “(f) the determination of the State's laws under which the contracts for the purchase of materials, supplies, and personal services will be made so as to prevent all conflict as to the applicable statutes. Arrangements shall be made for the employment of persons by one State only and for the pro rata reimbursement of that State for services rendered to citizens of another State, but no such agreement shall require that all employees be hired by a particular State; and
- “(g) all other matters as are reasonably necessary to carry out the purposes set forth in article I.

“ARTICLE IV—EFFECTIVE DATE

“This compact shall become operative between any State and another State when, following the adoption of the compact by the legislatures of both such States, the appropriate officers of two States execute an agreement.

"ARTICLE V—RENUNCIATION

"This compact shall continue in effect and remain binding upon each executing party State until six months after any such State has given written notice of renunciation by the same authority which executed the agreement.

"ARTICLE VI—SEVERABILITY

"The provisions of this compact are severable."

Reservation of
rights.

SEC. 2. The right to alter, amend or repeal this Act is hereby expressly reserved.

Approved August 3, 1956.

Public Law 951

CHAPTER 917

August 3, 1956
[H. R. 9810]

AN ACT

To provide for the conveyance of certain land of the United States to the State of Indiana.

Vigo County, Ind.
Conveyance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Attorney General is authorized and directed to convey to the State of Indiana all of the right, title, and interest of the United States in and to certain real property located in Vigo County, Indiana, containing approximately six acres, and more particularly described in section 2 of this Act. Such conveyance shall be made on the payment of consideration by such State to the Attorney General in an amount equal to the fair appraised market value of such real property determined by the Attorney General upon an independent appraisal at the time of such conveyance, such value to reflect any reservation, exception, restriction, or condition to which the conveyance is made subject. Such amount shall be covered into the Treasury of the United States as miscellaneous receipts. Such conveyance shall reserve to the United States all minerals, including gas and oil in the property to be conveyed under this Act, and shall provide that if the property shall be used for any purpose other than for a State police barracks or other use which in the opinion of the Attorney General is incompatible with the use of the adjoining premises by the United States for a penal institution, all right, title, and interest in and to such real property shall revert to and become the property of the United States, which shall have the immediate right of entry thereon.

SEC. 2. The real property referred to in the first section of this Act is located in the northeast quarter of section 27, township 11 north, range 9 west in Vigo County, Indiana, and is more particularly described as follows: Commencing at the stone at the northeast corner of section 27, township 11 north, range 9 west, and running thence south on the east line of said section a distance of 836.79 feet; thence west at an angle of 90 degrees, a distance of 806.80 feet to intersect the westerly right-of-way line of United States Highway Numbered 41 at a point in the centerline of the Wabash Road, and said intersection point being the place of beginning; thence southwardly and to the left at an angle of 90 degrees and 50 minutes from the last given course above a distance of 75.0 feet; thence left 68 degrees and 54 minutes a distance of 165.0 feet; thence right 44 degrees and 53 minutes along the westerly right-of-way line of said United States Highway Numbered 41, a distance of 583.0 feet; thence right at an angle of 114 degrees and 43 minutes a distance of 563.40 feet; thence right at an angle of 89 degrees and 37 minutes a distance of 661.50 feet to the centerline of the Wabash Road; thence eastwardly along and with the centerline of

said Wabash Road a distance of 168.50 feet to the place of beginning and containing 5.95 acres, more or less; and also the property included in the present rights-of-way adjoining aforesaid described parcel from the centerlines of Wabash Road and United States Highway Numbered 41 as intersected by extensions of the west boundary line in a northerly direction, and the south boundary line in an easterly direction.

Approved August 3, 1956.

Public Law 952

CHAPTER 923

AN ACT

To reauthorize construction by the Secretary of the Interior of Farwell unit, Nebraska, of the Missouri River Basin project.

August 3, 1956
[S. 3594]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the authorization for construction, operation, and maintenance of the Farwell unit of the Missouri River Basin project contained in section 9 (c) of the Act of December 22, 1944 (58 Stat. 887), as amended and supplemented, is hereby amended to authorize the construction, operation, and maintenance of works to furnish irrigation water for approximately fifty-two thousand five hundred acres of land in Howard, Sherman, and Valley Counties, Nebraska. The principal works of said unit shall consist of a reservoir at or near the Sherman site, works for the diversion of water from the Middle Loup River and its delivery to said reservoir, and necessary pumping facilities, canals, drains, and related works. There shall also be included as a part of the Farwell unit such watershed management and channel works as are necessary to provide channel stability in the light of the anticipated application of irrigation water to the lands involved and appropriate portions of the costs of constructing, operating, and maintaining such works shall be allocated to irrigation and returned in the same manner and under the same conditions as other irrigation costs of the Missouri River Basin project: *Provided*, That any contract entered into under section 9, subsection (d), of the Reclamation Project Act of 1939 (53 Stat. 1187, 1193, 43 U. S. C., sec. 485 (h)) for payment of those portions of the costs of constructing, operating, and maintaining the Farwell unit which are allocated to irrigation and assigned to be repaid by the contracting organization may provide for the repayment of the portion of the construction cost assigned to any project contract unit or, if the contract unit be divided into two or more irrigation blocks, to any such block over the period specified in said section 9 (d) or as near thereto as is consistent with the adoption and operation of a variable payment formula which, being based on full repayment within the period stated under normal conditions, permits variance in the required annual payments in the light of economic factors pertinent to the ability of the organization to pay. The Farwell unit shall be integrated, physically and financially, with the other Federal works in the Missouri River Basin constructed or authorized to be constructed under the comprehensive plan approved by section 9 of the Act of December 22, 1944, as amended and supplemented. The Secretary is authorized to transfer to the Department of Agriculture from funds available for construction of the Farwell unit such sums as are reasonably required to construct necessary water management and channel works as hereinbefore provided.

Farwell unit,
Missouri River
Basin project.

Irrigation water
in Howard, Sher-
man, and Valley
Counties, Neb.

43 USC 485h.

Approved August 3, 1956.

Public Law 953

CHAPTER 924

August 3, 1956
[S. 938]

AN ACT

To provide for the payment and collection of wages in the District of Columbia.

Payment and col-
lection of wages,
D. C.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

DEFINITIONS

Whenever used in this Act, (a) "employer" includes every individual, partnership, firm, association, corporation, the legal representative of a deceased individual, or the receiver, trustee, or successor of an individual, firm, partnership, association, or corporation, employing any person in the District of Columbia: *Provided*, That the word "employer" shall not include the Government of the United States, the government of the District of Columbia, or any agency of either of said governments, or any employer subject to the Railway Labor Act.

(b) "Employee" shall include any person suffered or permitted to work by an employer except any person employed in a bona fide executive, administrative, or professional capacity (as such terms are defined and delimited by regulations promulgated by the Commissioners of the District of Columbia).

(c) "Wages" mean monetary compensation after lawful deductions, owed by an employer for labor or services rendered, whether the amount is determined on a time, task, piece, commission, or other basis of calculation.

(d) "Commissioners" means the Commissioners of the District of Columbia or their designated agent or agents.

(e) "Working day" means any day exclusive of Saturdays, Sundays, or legal holidays.

SEMIMONTHLY PAYDAY

SEC. 2. Every employer shall pay all wages earned to his employees at least twice during each calendar month, on regular paydays designated in advance by the employer: *Provided, however*, That an interval of not more than ten working days may elapse between the end of the pay period covered and the regular payday designated by the employer, except where a different period is specified in a collective agreement between an employer and a bona fide labor organization: *Provided further*, That where, by contract or custom, an employer has paid wages at least once each calendar month, he may lawfully continue to do so. Wages shall be paid on designated paydays in lawful money of the United States, or checks on banks payable upon demand by the bank upon which drawn.

EMPLOYEES WHO ARE SEPARATED FROM THE PAYROLL BEFORE A REGULAR PAYDAY

SEC. 3. Unless otherwise specified in a collective agreement between an employer and a bona fide union representing his employees—

(a) Whenever an employer discharges an employee, the employer shall pay the employee's wages earned not later than the working day following such discharge: *Provided, however*, That in the instance of an employee who is responsible for monies belonging to the employer, the employer shall be allowed a period of four days from

the date of discharge or resignation for the determination of the accuracy of the employee's accounts, at the end of which time all wages earned by the employee shall be paid.

(b) Whenever an employee (not having a written contract of employment for a period in excess of thirty days) quits or resigns, the employer shall pay the employee's wages due upon the next regular payday or within seven days from the date of quitting or resigning, whichever is earlier.

(c) When work of an employee is suspended as a result of a labor dispute, the employer shall pay to such employee not later than the next regular payday, designated under section 2 of this Act, wages earned at the time of suspension.

(d) If an employer fails to pay an employee wages earned as required under subsections (a), (b), and (c) of this section, such employer shall pay, or be additionally liable to, the employee, as liquidated damages, 10 per centum of the unpaid wages for each working day during which such failure shall continue after the day upon which payment is hereunder required; or an amount equal to the unpaid wages, whichever is smaller: *Provided, however*, That for the purpose of such liquidated damages such failure shall not be deemed to continue after the date of the filing of a petition in bankruptcy with respect to the employer if he thereafter shall have been adjudicated bankrupt upon such petition.

UNCONDITIONAL PAYMENT OF WAGES CONCEDED TO BE DUE

SEC. 4. In case of a bona fide dispute concerning the amount of wages due, the employer shall give written notice to the employee of the amount of wages which he concedes to be due, and shall pay such amount, without condition, within the time required by sections 2 and 4 of this Act: *Provided, however*, That acceptance by the employee of any payment made hereunder shall not constitute a release as to the balance of his claim. Payment in accordance with this section shall constitute payment for the purposes of complying with sections 2 and 4 of this Act, only if there exists a bona fide dispute concerning the amount of wages due.

PROVISIONS OF LAW MAY NOT BE WAIVED BY AGREEMENT

SEC. 5. Except as herein provided, no provision of this Act shall in any way be contravened or set aside by private agreement.

ENFORCEMENT, RECORDS, AND SUBPENAS

SEC. 6. (a) The Commissioners shall enforce and administer the provisions of this Act and may hold hearings and otherwise investigate any violations of this Act and institute actions for penalties provided hereunder. Any and all prosecutions of violations of this Act shall be conducted in the name of the District of Columbia and by the Corporation Counsel or his assistants.

(b) The Commissioners shall have power to administer oaths and examine witnesses under oath, issue subpoenas, compel the attendance of witnesses, and the production of papers, books, accounts, records, payrolls, documents, and testimony and to take depositions and affidavits in any proceedings before them.

(c) In case of failure of any person to comply with any subpoena lawfully issued, or on the refusal of any witness to testify to any

matter regarding which he may be lawfully interrogated, it shall be the duty of the Municipal Court for the District of Columbia or any judge thereof, on application by the Commissioners, to compel obedience by attachment proceedings for contempt, as in the case of disobedience of the requirements of a subpoena issued from such court or a refusal to testify therein.

PENALTIES

SEC. 7. Any employer who, having the ability to pay, willfully violates any provisions of section 2 or section 4 of this Act or who fails to comply with any other provisions of this Act, shall be guilty of a misdemeanor and, upon conviction thereof, shall for the first offense be punished by a fine of not more than \$300, or by imprisonment of not more than thirty days, or in the discretion of the court, by both such fine and imprisonment; and for any subsequent offense shall be punished by a fine of not more than \$1,000 or more than ninety days, or in the discretion of the court, by both such fine and imprisonment.

EMPLOYEES' REMEDIES

SEC. 8. (a) Action by an employee to recover unpaid wages and liquidated damages may be maintained in any court of competent jurisdiction by any one or more employees for and in behalf of himself or themselves and other employees similarly situated, or such employee or employees may designate an agent or representative to maintain such action for and on behalf of all employees similarly situated. Any employee, or his representative, shall have the power to settle and adjust his claim for unpaid wages. Whenever the Commissioners determine that wages have not been paid, as herein provided and that such unpaid wages constitute an enforceable claim, the Commissioners may, upon the request of the employee, take an assignment in trust for the assigning employee of such wages, and of any claim for liquidated damages, without being bound by any of the technical rules respecting the validity of any such assignments, may bring any appropriate legal action necessary to collect such claim and may join in one proceeding or action such claims against the same employer as the Commissioners deem appropriate. Upon any such assignment the Commissioners shall have power to settle and adjust any such claim or claims on such terms as they may deem just.

Court costs, etc.

(b) The court in any action brought under this section shall, in addition to any judgment awarded to the plaintiff or plaintiffs, allow costs of the action, including costs or fees of any nature, and reasonable attorney's fees, to be paid by the defendant. Such attorney's fees in the case of actions brought under this subsection by the Commissioners shall be deposited in the Treasury of the United States to the credit of the District of Columbia. The Commissioners shall not be required to pay the filing fee or other costs or fees of any nature or to file bond or other security of any nature in connection with any action or proceeding under this Act.

DELEGATION OF FUNCTIONS

SEC. 9. The Commissioners are authorized to delegate to any agency of the government of the District of Columbia any function, power, or duty vested in or imposed upon them by this Act.

SEPARABILITY OF PROVISIONS

SEC. 10. If any provision of this Act, or the application thereof to any person or circumstance, is held invalid, the remainder of the Act, and the application of such provision to other persons or circumstances shall not be affected thereby.

SEC. 11. This Act shall take effect sixty days after its approval.

Effective date.

Approved August 3, 1956.

Public Law 954

CHAPTER 925

AN ACT

To provide for a President's Advisory Commission on Presidential Office Space.

August 3, 1956
[S. 4228]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby established a commission to be known as the President's Advisory Commission on Presidential Office Space (hereinafter referred to as the "Commission"). It shall be the duty of the Commission (a) to study the problem of providing more adequate office space for the White House Office and the other agencies of the Executive Office of the President, and (b) within six months after the approval of this Act to report to the President such findings and recommendations as it deems appropriate.

President's Advisory Commission on Presidential Office Space.

SEC. 2. (a) The Commission shall be composed of seven members as follows:

- (1) Two Senators appointed by the President of the Senate;
- (2) Two Representatives appointed by the Speaker of the House of Representatives;
- (3) Three persons appointed by the President of the United States from the executive branch or from private life.

(b) A vacancy in the Commission shall not affect its powers but shall be filled in the same manner as the original appointment was made.

(c) The Commission shall elect a Chairman and a Vice Chairman from among its members.

(d) Commission members appointed from the Congress and the executive branch shall serve without additional compensation. Commission members appointed from private life shall receive \$50 per diem when engaged in the performance of Commission duties. All Commission members shall receive reimbursement for necessary traveling and subsistence expenses incurred by them in the performance of Commission duties.

(e) Within the limits of its appropriations, the Commission is authorized to appoint such personnel, without regard to the civil-service laws and the Classification Act of 1949, as amended, and to make such expenditures as, in its discretion, it deems necessary.

63 Stat. 954.
5 USC 1071 note.

(f) The Commission is authorized to request and secure the advice or assistance of any Federal agency. Any Federal agency furnishing advice or assistance to the Commission may expend its own funds for this purpose, with or without reimbursement from the Commission, as may be agreed upon between the Commission and the agency.

(g) Thirty days after the submission of its final report the Commission shall cease to exist.

Termination.

SEC. 3. Appropriations to the President for "Expenses of management improvement" shall be available for necessary expenses of the Commission, and there are hereby authorized to be appropriated such additional sums as may be necessary for such expenses.

Funds available.

Approved August 3, 1956.

Public Law 955

CHAPTER 926

AN ACT

August 3, 1956
[S. 1135]

To amend the Act entitled "An Act to establish Civil Air Patrol as a civilian auxiliary of the United States Air Force and to authorize the Secretary of the Air Force to extend aid to Civil Air Patrol in the fulfillment of its objectives, and for other purposes".

Civil Air Patrol.
5 USC 626l, 626m.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act approved May 26, 1948 (62 Stat. 274), entitled "An Act to establish Civil Air Patrol as a civilian auxiliary of the United States Air Force and to authorize the Secretary of the Air Force to extend aid to Civil Air Patrol in the fulfillment of its objectives, and for other purposes", is hereby amended by adding thereto the following new sections:

Volunteer civilian employees.

"SEC. 3. (a) Volunteer civilian members of Civil Air Patrol, except Civil Air Patrol Cadets, shall, for the purpose of administration of the Federal Employees' Compensation Act, be deemed to be civilian employees of the United States within the meaning of the term 'employee' as defined in section 40 of that Act, and the provisions of that Act shall apply to them in all respects, subject to the remaining provisions of this section.

39 Stat. 750.
5 USC 790.

"(b) In administering that Act for members covered by this section—

Monthly pay.

"(1) the monthly pay of such a member shall, for the purpose of computing compensation for disability or death, be considered to be \$300;

5 USC 760.

"(2) the percentages applicable to payments under section 10 of that Act are—

49 Stat. 622.
42 USC 401 et seq.

"(A) 45 per centum for clause (C) of that section, in any case where the member died fully or currently insured under title II of the Social Security Act, with no additional payments for a child or children so long as the widow or widower remains eligible for payments under that clause;

"(B) 20 per centum for clause (D) of that section, for one child and 10 per centum additional for each additional child, but not more than a total of 75 per centum, in any case where the member died fully or currently insured under title II of the Social Security Act; and

"(C) 25 per centum for clause (E) of that section, if one parent was wholly dependent for support upon the deceased member at the time of his death and the other was not dependent to any extent; 16 per centum to each, if both were wholly dependent; and if one was, or both were, partly dependent, a proportionate amount in the discretion of the Secretary of Labor;

"Performance of duty".

"(3) no payments may be made under clause (F) of that section;

"(4) the term 'performance of duty', as used in that Act, means only active service, and travel to and from such service, rendered in performance or support of operational missions of the Civil Air Patrol, under direction of the Department of the Air Force, and under written authorization by competent authority covering a specific assignment and prescribing a time-limit for such assignment; and

Notice of claim.

"(5) the Secretary of Labor, or his designee, shall inform the Secretary of Health, Education, and Welfare whenever a claim is filed and eligibility for compensation is established under clause (C) or clause (D) of section 10 of that Act, and that Secretary shall then certify to the Secretary of Labor as to whether or not

the member concerned was fully or currently insured under title II of the Social Security Act at the time of his death."

"(c) When a claim is filed, the Secretary of Labor or his designee may inform the Secretary of the Air Force or his designee, who shall advise, if so requested, the Secretary of Labor concerning the facts with respect to the injury, including the question whether at the time of injury the member of the Patrol was rendering service, or engaged in travel to or from such service, in performance or support of an operational mission of the Patrol: *Provided*, That this shall not be construed to dispense with the reports of the member's immediate superior required under section 24, or other reports agreed upon under section 28a of that Act.

49 Stat. 622.
42 USC 401 et
seq.

"(d) The provisions of this section shall be applicable as of May 20, 1941, in the cases of members of the Civil Air Patrol as it existed under and pursuant to Executive Order 8757 of May 20, 1941, as amended by Executive Order 9134 of April 15, 1942, and Executive Order 9339 of April 29, 1943: *Provided*, That the time limitations in that Act, in respect to notice of injury and claim for compensation, shall not begin to run until the date of enactment of this Act: *Provided further*, That no benefits under that Act shall accrue or be payable in any case for any period prior to the date of this Act, but this provision shall not bar the payment or reimbursement of medical and other expenses as authorized by sections 9 and 11 of that Act, if not otherwise paid or furnished by the United States: *Provided further*, That, with respect to services rendered prior to the enactment of this Act, the term 'performance of duty', as used in that Act, shall mean only active service, and travel to and from such service, rendered in performance or support of operational missions of the Civil Air Patrol, under direction of the Office of Civilian Defense, the Department of the Army (War), including the Army Air Forces, or the Department of the Air Force: *And provided further*, That the entitlement of any person to receive benefits from the United States under any other provision of law in effect prior to the date of enactment of this Act for an injury or death for which benefits are authorized by this Act is hereby terminated.

5 USC 774, 779.
Applicability.

8 FR 5659.
50 USC app.
601 note.

5 USC 759, 761.

"SEC. 4. Nothing in this Act shall be construed to confer military or veteran status upon any person."

Military or veter-
an status.

SEC. 2. (a) Section 760 of title 14, United States Code, is amended—

63 Stat. 553.

(1) by striking out "\$150" in subsection (a) and inserting "\$300" in lieu thereof; and

(2) by adding the following subsection at the end thereof:

"(e) In administering the Federal Employees' Compensation Act for persons covered by this section—

"(1) the percentages applicable to payments under section 10 of that Act are—

5 USC 760.

"(A) 45 per centum for clause (C) of that section, in any case where the member died fully or currently insured under title II of the Social Security Act, with no additional payments for a child or children so long as the widow or widower remains eligible for payments under that clause;

42 USC 401 et
seq.

"(B) 20 per centum for clause (D) of that section, for one child, and 10 per centum additional for each additional child, but not more than a total of 75 per centum, in any case where the member died fully or currently insured under title II of the Social Security Act; and

"(C) 25 per centum for clause (E) of that section, if one parent was wholly dependent for support upon the deceased member at the time of his death and the other was not dependent to any extent; 16 per centum to each if both were wholly

dependent; and if one was, or both were, partly dependent, a proportionate amount in the discretion of the Secretary of Labor;

“(2) no payments may be made under clause (F) of that section; and

“(3) the Secretary of Labor or his designee shall inform the Secretary of Health, Education, and Welfare whenever a claim is filed and eligibility for compensation is established under clause (C) or clause (D) of section 10 of that Act, and that Secretary shall then certify to the Secretary of Labor as to whether or not the member concerned was fully or currently insured under title II of the Social Security Act at the time of his death.”

Applicability.

(b) The amendments made by this section apply only to benefits for months beginning after the month in which it is enacted.

Prior entitlement to benefits.

(c) The entitlement of any person to benefits under the Federal Employees' Compensation Act as it was in effect before the enactment of this section is not affected by this section.

Approved August 3, 1956.

Public Law 956

CHAPTER 927

AN ACT

August 3, 1956
[S. 3787]

Relating to the management of the Red Lake Indian Forest and sawmill.

Red Lake Indian Forest.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the seventeenth paragraph of section 9 of the Act of May 18, 1916 (39 Stat. 123, 137) is hereby amended to read as follows:

“The Red Lake Indian Forest shall be administered by the Secretary of the Interior in accordance with principles of scientific forestry that will encourage the production of successive timber crops for the benefit of the Indians of the Red Lake Band, and he is hereby authorized (a) to harvest, sell, and manufacture such marketable timber from any tribal lands within the Red Lake Indian Reservation as he may deem to be advisable and, if the timber is the growth of Red Lake Indian Forest, in keeping with the foregoing principles, (b) to establish nurseries and otherwise provide for the reforestation of said lands, (c) to construct and operate sawmills and other facilities for the manufacture into marketable products of the timber harvested from said lands, (d) to purchase, harvest, and manufacture such additional timber standing on or severed from any other lands, including lands outside the reservation, as in his opinion may contribute to the profitable operation of such sawmills and other facilities as a tribal enterprise, subject to such limitations on expenditures as may be prescribed in annual appropriations acts, and (e) to employ, with the consent of the tribal council, such persons and use such means as he may find necessary to carry out the purposes of the foregoing provisions. Any proceeds derived from sales of timber or timber products under this paragraph may be expended in payment of the expenses of any of the activities authorized by this paragraph, including construction expenses.”

SEC. 2. The fourth paragraph of section 8 of the Act of June 30, 1919 (41 Stat. 3, 14) is hereby amended by striking out the proviso.

Approved August 3, 1956.

Public Law 957

CHAPTER 928

AN ACT

To amend the Interstate Commerce Act, with respect to the authority of the Interstate Commerce Commission to regulate the use by motor carriers (under leases, contracts, or other arrangements) of motor vehicles not owned by them, in the furnishing of transportation of property.

August 3, 1956
[S. 898]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 204 of the Interstate Commerce Act, as amended (49 U. S. C., sec. 304), is amended by adding at the end thereof the following subsection:

Motor carriers.
Use of vehicles
owned by others.
49 Stat. 546.

“(e) Subject to the provisions of subsection (f) hereof, the Commission is authorized to prescribe, with respect to the use by motor carriers (under leases, contracts, or other arrangements) of motor vehicles not owned by them, in the furnishing of transportation of property—

“(1) regulations requiring that any such lease, contract, or other arrangement shall be in writing and be signed by the parties thereto, shall specify the period during which it is to be in effect, and shall specify the compensation to be paid by the motor carrier, and requiring that during the entire period of any such lease, contract, or other arrangement a copy thereof shall be carried in each motor vehicle covered thereby; and

Leases, con-
tracts, etc.

“(2) such other regulations as may be reasonably necessary in order to assure that while motor vehicles are being so used the motor carriers will have full direction and control of such vehicles and will be fully responsible for the operation thereof in accordance with applicable law and regulations, as if they were the owners of such vehicles, including the requirements prescribed by or under the provisions of this part with respect to safety of operation and equipment and inspection thereof, which requirements may include but shall not be limited to promulgation of regulations requiring liability and cargo insurance covering all such equipment.

Direction and
control.

“(f) Nothing in this part shall be construed to authorize the Commission to regulate the duration of any such lease, contract, or other arrangement for the use of any motor vehicle, with driver, or the amount of compensation to be paid for such use—

Exceptions.

“(1) where the motor vehicle so to be used is that of a farmer or of a cooperative association or a federation of cooperative associations, as specified in section 203 (b) (4a) or (5), or is that of a private carrier of property by motor vehicle as defined in section 203 (a) (17) and is used regularly in the transportation of property of a character embraced within section 203 (b) (6) or perishable products manufactured from perishable property of a character embraced within section 203 (b) (6), and such motor vehicle is to be used by the motor carrier in a single movement or in one or more of a series of movements, loaded or empty, in the general direction of the general area in which such motor vehicle is based; or

49 Stat. 303.

“(2) where the motor vehicle so to be used is one which has completed a movement covered by section 203 (b) (6) and such motor vehicle is next to be used by the motor carrier in a loaded movement in any direction, and/or in one or more of a series of movements, loaded or empty, in the general direction of the general area in which such motor vehicle is based.

Approved August 3, 1956.

Public Law 958

CHAPTER 929

August 3, 1956
[S. 1833]

AN ACT

To amend the Merchant Marine Act of 1936, as amended.

Merchant Marine.
War risk insur-
ance.
64 Stat. 775.

Issuance of poli-
cies, etc.
Claims settle-
ment.

Valuation.

46 USC 1242.
Construction-
subsidized ves-
sels.

46 USC 1212.
Rejection of val-
uation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1209 (a) of the Merchant Marine Act, 1936, as amended (U. S. C., title 46, sec. 1289 (a)), is amended to read as follows:

"(a) (1) The Secretary, in the administration of this title, may issue such policies, rules, and regulations as he deems proper and may adjust and pay losses, compromise and settle claims, whether in favor of or against the United States and pay the amount of any judgment rendered against the United States in any suit, or the amount of any settlement agreed upon, in respect of any claim under insurance authorized by this title.

"(2) In respect of hull insurance, the valuation in the policy for actual or constructive total loss of the vessel insured shall be a stated valuation (exclusive of National Defense features paid for by the Government) determined by the Secretary which shall not exceed the amount that would be payable if the vessel had been requisitioned for title under section 902 (a) at the time of the attachment of the insurance under said policy: *Provided, however,* That in the case of a construction-subsidized vessel, for the period of insurance prior to requisition for title or use, the valuation so determined shall be reduced by such proportion as the amount of construction subsidy paid with respect to the vessel bears to the entire construction cost and capital improvements thereof (excluding the cost of national defense features), and for the period of insurance after requisition for use the valuation so determined shall not exceed the amount which would be payable under section 802 in the case of requisition for title or use: *Provided further,* That the insured shall have the right within sixty days after the attachment of the insurance under said policy, or within sixty days after determination of such valuation by the Secretary, whichever is later, to reject such valuation, and shall pay, at the rate provided for in said policy, premiums upon such asserted valuation as the insured shall specify at the time of rejection, but such asserted valuation shall not operate to the prejudice of the Government in any subsequent action on the policy. In the event of the actual or constructive total loss of the vessel, if the insured has not rejected such valuation the amount of any claim therefor which is adjusted, compromised, settled, adjudged, or paid shall not exceed such stated amount, but if the insured has so rejected such valuation, the insured shall be paid as a tentative advance only, 75 per centum of such valuation so determined by the Secretary and shall be entitled to sue the United States in a court having jurisdiction of such claims to recover such valuation as would be equal to the just compensation which such court determines would have been payable if the vessel had been requisitioned for title under section 902 (a) at the time of the attachment of the insurance under said policy: *Provided, however,* That in the case of a construction-subsidized vessel, the valuation determined by the court as such just compensation for any period of insurance prior to actual requisition for title or use of the vessel shall be reduced by such proportion as the amount of construction subsidy paid with respect to the vessel bears to the entire construction cost and capital improvements thereof (excluding the cost of national defense features), and for any period of insurance after actual requisition for use, the valuation determined by the court shall be the amount which would have been payable under section 802 in the case of requisition for title: *And provided further,* That in the event of an election

by the insured to reject the stated valuation fixed by the Secretary and to sue in the courts, the amount of the judgment will be payable without regard to the limitations contained in the twelfth paragraph under the heading Maritime Activities in title I of the Department of Commerce and Related Agencies Appropriation Act, 1956, in the tenth paragraph under the heading Maritime Activities in title III of the Department of State, Justice, and Commerce, and the United States Information Agency Appropriation Act, 1955, in the eleventh paragraph under the heading 'MARITIME ACTIVITIES' in title III of the Department of Justice, State, and Commerce Appropriation Act, 1954, the tenth paragraph under the heading 'OPERATING DIFFERENTIAL SUBSIDIES' in title II of the Independent Offices Appropriation Act, 1953, the corresponding paragraphs of the Independent Offices Appropriation Act, 1952, and the Third Supplemental Appropriation Act, 1951, although the excess of any amounts advanced on account of just compensation over the amount of the court judgment will be required to be refunded. In the event of such court determination, premiums under the policy shall be adjusted on the basis of the valuation as finally determined and of the rate provided for in said policy."

SEC. 2. Section 902 (c) of the Merchant Marine Act, 1936, as amended (U. S. C., title 46, sec. 1242 (c)), is amended to read as follows:

"(c) If any property is taken and used under authority of this section, but the ownership thereof is not required by the United States, the Commission, at the time of the taking or as soon thereafter as the exigencies of the situation may permit, shall transmit to the person entitled to the possession of such property a charter setting forth the terms which, in the Commission's judgment, should govern the relationships between the United States and such person and a statement of the rate of hire which, in the Commission's judgment, will be just compensation for the use of such property and for the services required under the terms of such charter. If such person does not execute and deliver such charter and accept such rate of hire, the Commission shall pay to such person as a tentative advance only, on account of such just compensation a sum equal to 75 per centum of such rate of hire as the same may from time to time be due under the terms of the charter so tendered, and such person shall be entitled to sue the United States in a court having jurisdiction of such claims to recover such amounts as would be equal to just compensation for the use of the property and for the services required in connection with such use: *Provided, however,* That in the event of an election by such person to reject the rate of hire fixed by the Commission and to sue in the courts, the excess of any amounts advanced on account of just compensation over the amount of the court judgment will be required to be refunded. In the event of loss or damage to such property, due to operation of a risk assumed by the United States under the terms of a charter prescribed in this subsection, but no valuation of such vessel or other property or mode of compensation has been agreed to, the United States shall pay just compensation for such loss or damage, to the extent the person entitled thereto is not reimbursed therefor through policies of insurance against such loss or damage."

SEC. 3. The first sentence of section 902 (d) of the Merchant Marine Act, 1936, as amended (U. S. C., title 46, sec. 1242 (d)) is amended to read as follows:

"(d) In all cases, the just compensation authorized by this section shall be determined and paid by the Commission as soon as practicable, but if the amount of just compensation determined by the Commission is unsatisfactory to the person entitled thereto, such person

46 USC 1242-1.
69 Stat. 231.

68 Stat. 426.

67 Stat. 381.

66 Stat. 414.

65 Stat. 286.

65 Stat. 60.

53 Stat. 1255.

Charter of ves-
sels.

53 Stat. 1255.

Determination of
compensation.

shall be paid, as a tentative advance only, 75 per centum of the amount so determined and shall be entitled to sue the United States to recover such amount as would equal just compensation therefor, in the manner provided for by section 24, paragraph 20, and section 145 of the Judicial Code (U. S. C., 1946 edition, title 28, secs. 41 (20) and 250): *Provided, however,* That in the event of an election to reject the amount determined by the Commission and to sue in the courts, the excess of any amounts advanced on account of just compensation over the amount of the court judgment will be required to be refunded."

Amendment of
prior insurance.
64 Stat. 773.
46 USC 1281-
1294.
46 USC 1289.

SEC. 4. All war-risk insurance issued under title XII of the Merchant Marine Act, 1936, which is in force on the date of the enactment of this Act shall, as of the beginning of such date, be deemed to have been amended to conform to the requirements of section 1209 of the Merchant Marine Act, 1936, as amended by this Act unless the insured, within ten days after such date, objects to such amendment.

SEC. 5. The first sentence of section 1206 of the Merchant Marine Act, 1936, as amended (46 U. S. C. 1286), is amended by striking out the words "during any time the United States is at war or during any period of emergency declared to exist by the President of the United States."

Approved August 3, 1956.

Public Law 959

CHAPTER 930

August 3, 1956
[S. 3416]

AN ACT

Relative to employment for certain adult Indians on or near Indian reservations.

Indians.
Vocational train-
ing.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to help adult Indians who reside on or near Indian reservations to obtain reasonable and satisfactory employment, the Secretary of the Interior is authorized to undertake a program of vocational training that provides for vocational counseling or guidance, institutional training in any recognized vocation or trade, apprenticeship, and on the job training, for periods that do not exceed twenty-four months, transportation to the place of training, and subsistence during the course of training. The program shall be available primarily to Indians who are not less than eighteen and not more than thirty-five years of age and who reside on or near an Indian reservation, and the program shall be conducted under such rules and regulations as the Secretary may prescribe. For the purposes of this program the Secretary is authorized to enter into contracts or agreements with any Federal, State, or local governmental agency, or with any private school which has a recognized reputation in the field of vocational education and has successfully obtained employment for its graduates in their respective fields of training, or with any corporation or association which has an existing apprenticeship or on-the-job training program which is recognized by industry and labor as leading to skilled employment.

Appropriation.

SEC. 2. There is authorized to be appropriated for the purposes of this Act the sum of \$3,500,000 for each fiscal year, and not to exceed \$500,000 of such sum shall be available for administrative purposes.

Approved August 3, 1956.

Public Law 960

CHAPTER 931

AN ACT

August 3, 1956
[S. 3467]

To authorize the conveyance of tribal lands from the Shoshone Indian Tribe and the Arapahoe Indian Tribe of the Wind River Reservation in Wyoming to the United States.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Shoshone Indian Tribe and the Arapahoe Indian Tribe of the Wind River Reservation are authorized to convey to the United States the tribes' interests in the 388.23 acres of land that are described in section 2 of the Act, subject to a reservation to the tribes of all minerals, including oil and gas, and mineral rights, which may be exercised only in a manner that does not interfere with the construction and operation of the dam site and reservoir of Anchor Dam, a part of the Owl Creek unit, Missouri River Basin project in Hot Springs County, near Thermopolis, Wyoming. The conveyance shall be for a price that is mutually agreeable to the tribes and to the Secretary of the Interior as representing fair and just compensation for the land taken. If the tribes and the Secretary fail to agree on a price to be paid for said land, the Secretary shall report that fact to the President of the Senate and to the Speaker of the House of Representatives on the first day of the Eighty-fifth Congress, and the Secretary is authorized, effective thirty days after said report is filed, to proceed to acquire such land by eminent domain. The consideration payable to the tribes pursuant to this Act shall be paid out of funds appropriated for the Missouri River Basin project and shall be deposited in the Treasury of the United States to the credit and for the use of the respective tribes in accordance with the provisions of the Act of May 19, 1947 (61 Stat. 102), as amended by the Act of August 30, 1951 (65 Stat. 208).

Indians.
Lands conveyed
to U. S.

SEC. 2. The lands that are referred to in section 1 of this Act are: Lots 1 and 2, section 13, northwest quarter, north half southwest quarter, west half, northeast quarter, and northwest quarter southeast quarter, section 24, township 8 north, range 1 west, Wind River meridian, Wyoming, containing 388.23 acres.

SEC. 3. In the event of the failure or abandonment of the Anchor Dam feature of the Owl Creek unit the interest in the land acquired pursuant to this Act shall be reconveyed by the Secretary of the Interior to the tribes and the title shall be held in the same manner it was held before such acquisition: *Provided*, That the purchase price paid by the United States shall be returned by the tribes.

SEC. 4. The portion of the construction costs of the Owl Creek unit that is allocable to the irrigable lands of the Shoshone and Arapahoe Tribes of the Wind River Reservation shall be a lien against such lands, but the assessment and collection of such costs shall be deferred in accordance with the provisions of the Act of July 1, 1932 (47 Stat. 564). The irrigable lands of the tribes shall be entitled to their pro rata share of the water storage and regulation benefits accruing from the construction and operation of the Owl Creek unit upon payment by the tribes, under appropriate contract, of their pro rata share of the annual operation and maintenance costs of the Owl Creek unit.

SEC. 5. The members of the Shoshone and Arapahoe Tribes shall have the right to fish on the lake created by Anchor Dam, without a State license, but the Indians shall be subject to all other provisions of applicable conservation laws and regulations.

Approved August 3, 1956.

Public Law 961

CHAPTER 932

August 3, 1956
[S. 3266]

AN ACT

To authorize officers of the Coast and Geodetic Survey to act as notaries in places outside the United States.

Notary public.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, in places where the Coast and Geodetic Survey is serving which are not within the jurisdiction of any one of the several States, commanding officers of Coast and Geodetic Survey vessels, and such other officers of the Coast and Geodetic Survey as the Secretary of Commerce may designate, may exercise the general powers of the notary public in the administration of oaths for the execution, acknowledgment, and attestation of instruments and papers, and the performance of all other notarial acts. The powers hereby conferred shall be limited to acts performed in behalf of the personnel of the Coast and Geodetic Survey or in connection with the proper execution of the functions of that agency.

Fee.

SEC. 2. No fee of any kind shall be paid to any officer for the performance of any notarial act herein authorized. The signature without seal together with indication of grade of any officer performing any notarial act shall be prima facie evidence of his authority.

Approved August 3, 1956.

Public Law 962

CHAPTER 933

August 3, 1956
[S. 3903]

AN ACT

To amend the Agricultural Trade Development and Assistance Act of 1954, as amended, so as to increase the amount authorized to be appropriated for purposes of title I of the Act, and for other purposes.

Commodity
Credit Corp.

68 Stat. 456.
7 USC 1703.

7 USC 1704.
Ante, p. 565.

62 Stat. 7.

48 Stat. 500; 68
Stat. 832.

7 USC 1721.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 103 (b) of the Agricultural Trade Development and Assistance Act of 1954, as amended (Public Law 480, Eighty-third Congress), is amended by striking out "\$1,500,000,000" and inserting in lieu thereof "\$3,000,000,000".

SEC. 2. Section 104 of the Act is amended by inserting after subsection (i) the following new subsection:

"(j) For providing assistance to activities and projects authorized by section 203 of the United States Information and Educational Exchange Act of 1948, as amended (22 U. S. C. 1448), but no foreign currencies which are available under the terms of any agreement for appropriation for the general use of the United States shall be used for the purposes of this subsection (j) without appropriation therefor."

SEC. 3. Sales of fresh fruit and the products thereof under title I of the Act shall be exempt from the requirements of the cargo preference laws (Public Resolution 17, Seventy-third Congress (15 U. S. C. 616a) and section 901 (b) of the Merchant Marine Act, 1936 (46 U. S. C. 1241 (b))).

SEC. 4. Section 201 of the Act is amended by inserting after the word "urgent" wherever it occurs in said section the words "or extraordinary".

Approved August 3, 1956.

Public Law 963

CHAPTER 934

AN ACT

To authorize the Secretary of Agriculture to pay the expenses of an Advisory Committee on Soil and Water Conservation.

August 3, 1956
[S. 3314]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Agriculture is authorized to pay expenses of an Advisory Committee on Soil and Water Conservation and related matters, but such Committee members (other than ex officio members) shall not be deemed to be employees of the United States and shall not receive compensation.

Approved August 3, 1956.

Public Law 964

CHAPTER 935

AN ACT

To authorize the Secretary of the Interior to amend certain contracts providing for the furnishing of water to the city of Rapid City, South Dakota, for municipal purposes.

August 3, 1956
[S. 3468]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That notwithstanding any other provision of law, the Secretary of the Interior is authorized to amend contracts numbered 11r-1413 and 14-06-W-51, dated respectively July 27, 1943, and October 20, 1952, and entered into with the city of Rapid City, South Dakota, for the furnishing of water by the Government for municipal purposes, to such extent as he may deem necessary to secure to the holders of revenue bonds, hereafter issued by said city to finance certain essential improvements to its water system, a first priority to revenues derived from the sale of water supplied to said city pursuant to such contracts. The priority authorized in this Act shall be limited to revenue bonds the face value of which does not exceed \$2,500,000.

Approved August 3, 1956.

Rapid City, S.
Dak.
Water supply.

Public Law 965

CHAPTER 936

AN ACT

For the relief of the town of Freeport, Maine.

August 3, 1956
[S. 3650]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury is authorized and directed to pay, out of any funds in the Treasury not otherwise appropriated, to the town of Freeport, Maine, the sum of \$2,500. The payment of such sum shall be in full satisfaction of all claims of the town of Freeport against the United States for reimbursement of a portion of certain costs incurred by such town when a bridge located therein was washed out and destroyed during the hurricane of 1954: *Provided,* That no part of the amount appropriated in this Act shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this Act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

Approved August 3, 1956.

Freeport, Maine.

Public Law 966

CHAPTER 937

AN ACT

August 3, 1956
[S. 4164]

To provide for the appointment of a Federal Highway Administrator in the Department of Commerce, and for other purposes.

Federal Highway
Administrator,
Appointment,
etc.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding any other provision of law, order, or regulation, the head of the Bureau of Public Roads in the Department of Commerce shall be a Federal Highway Administrator appointed by the President by and with the advice and consent of the Senate. The Administrator shall receive basic compensation at the rate prescribed by law for Assistant Secretaries of executive departments and shall perform such duties as the Secretary of Commerce may prescribe or as may be required by law.

Commissioner of
Public Roads.

SEC. 2. The term "Commissioner of Public Roads", as used in all laws, orders, and regulations, shall be deemed to mean "Federal Highway Administrator" on and after the date of enactment of this Act.

SEC. 3. Notwithstanding the provisions of section 2 hereof, there shall be a Commissioner of Public Roads in the Bureau of Public Roads who shall be appointed by the Secretary of Commerce, and perform such duties as may be prescribed by the Federal Highway Administrator. The basic compensation of the Commissioner of Public Roads shall be \$17,500 per annum.

Approved August 3, 1956.

Public Law 967

CHAPTER 938

AN ACT

August 3, 1956
[H. R. 12354]

Relating to clerk hire of Members of the House of Representatives.

House of Repre-
sentatives.
Clerk hire.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) the first sentence of section 11 (a) of the Legislative Appropriation Act, 1956 (69 Stat. 509; Public Law 242, Eighty-fourth Congress; 2 U. S. C. 60g-1), is amended by inserting immediately before the period at the end of such first sentence the following: "except that, in the case of each Member, Delegate, and Resident Commissioner the population of whose constituency is five hundred thousand or more, as currently estimated by the Bureau of the Census, such basic rate shall be increased by not to exceed \$2,500 per annum".

42 Stat. 1217.

(b) The joint resolution entitled "Joint resolution providing for pay to clerks to Members of Congress and Delegates", approved January 25, 1923, as amended (2 U. S. C. 92), is amended by inserting immediately after "to be designated by each Member, Delegate, or Resident Commissioner" the following: "or, in the case of each Member, Delegate, and Resident Commissioner the population of whose constituency is five hundred thousand or more, as currently estimated by the Bureau of the Census, not to exceed the foregoing number increased by one, to be designated by each such Member, Delegate, and Resident Commissioner, as the case may be".

(c) Applicable appropriations shall be available for purposes of this Act.

Approved August 3, 1956.

Public Law 968

CHAPTER 939

AN ACT

To authorize certain construction at military installations, and for other purposes.

August 3, 1956
[H. R. 12270]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

Military installations.
Construction of public works.

TITLE I

SEC. 101. The Secretary of the Army may establish or develop military installations and facilities by acquiring, constructing, converting, rehabilitating, or installing permanent or temporary public works, including site preparation, appurtenances, utilities and equipment, for the following projects:

Army.

INSIDE THE UNITED STATES

TECHNICAL SERVICES FACILITIES

(Ordnance Corps)

Aberdeen Proving Ground, Maryland: Training and storage facilities, \$147,000.

Jet Propulsion Laboratory (California Institute of Technology), California: Research and development facility, \$143,000.

Pueblo Ordnance Depot, Colorado: Maintenance facility, \$2,142,000.

Seneca Ordnance Depot, New York: Utilities, \$88,000.

Umatilla Ordnance Depot, Oregon: Storage facilities, \$258,000.

Redstone Arsenal, Alabama: Maintenance facilities, training facilities, family housing and utilities, \$6,159,000.

White Sands Proving Grounds, New Mexico: Utilities, \$693,000.

(Quartermaster Corps)

Atlanta General Depot, Georgia: Operational facilities, and maintenance facilities, \$832,000.

Columbia Quartermaster Center, South Carolina: Administrative facility, \$98,000.

Fort Worth General Depot, Texas: Operational facilities, maintenance facilities, land acquisition, and utilities, \$1,285,000.

New Cumberland General Depot, Pennsylvania: Maintenance facilities, \$631,000.

Sharpe General Depot, California: Maintenance facilities, \$655,000.

(Chemical Corps)

Army Chemical Center, Maryland: Troop housing, community facility, and operational facility, \$889,000.

Camp Detrick, Maryland: Storage facilities and utilities, \$913,000.

Dugway Proving Ground, Utah: Research and development facilities and utilities, \$867,000.

(Signal Corps)

Fort Huachuca, Arizona: Troop housing, maintenance facilities, storage facilities, administrative facility, and utilities, \$6,856,000.

(Corps of Engineers)

Fort Belvoir, Virginia: Storage facility, training facility, operational facilities, maintenance facilities, research and development facilities, and utilities, \$492,000.

(Transportation Corps)

Fort Eustis, Virginia: Operational facility, maintenance facility, and utilities, \$1,231,000.

(Medical Corps)

Walter Reed Army Medical Center, District of Columbia: Research and development facility and community facility, \$4,209,000.

FIELD FORCES FACILITIES

(First Army Area)

Fort Devens (Camp Wellfleet), Massachusetts: Land acquisition, \$302,000.

Fort Dix, New Jersey: Training facility, \$54,000.

Oswego, New York: Training facilities and land acquisition, \$583,000.

Fort Totten, New York: Troop housing, storage facilities, and utilities, \$1,212,000.

(Second Army Area)

Fort Knox, Kentucky: Maintenance facilities, and community facilities, \$1,698,000.

Fort George G. Meade, Maryland: Operational facilities, maintenance facilities, medical facility, troop housing, and utilities, \$5,885,000.

South Park Military Reservation, Pennsylvania: Administrative facility, storage facilities, and utilities, \$190,000.

(Third Army Area)

Fort Benning, Georgia: Administrative facilities, maintenance facilities, communications facilities, and community facilities, \$422,000.

Fort Bragg, North Carolina: Administrative facilities, operational facility, and utilities, \$645,000.

Charlotte Armed Forces Induction Station, North Carolina: Administrative facility, \$302,000.

Fort McClelland, Alabama: Troop housing, training facility, and community facility, \$397,000.

Fort Rucker, Alabama: Operational facilities, maintenance facilities, training facilities, storage facilities, administrative facilities, trailer site facilities, land acquisition, and utilities, \$7,300,000.

(Fourth Army Area)

Fort Bliss, Texas: Training facilities, maintenance facilities, administrative facilities, troop housing, community facilities, and utilities, \$5,301,000.

Fort Hood, Texas: Community facilities, maintenance facilities, and storage facilities, \$2,457,000.

Fort Sill, Oklahoma: Training facilities, \$4,173,000.

(Fifth Army Area)

Fort Carson, Colorado: Storage facilities, administrative facilities, troop housing, training facilities, and land acquisition, \$3,253,000.

Fort Benjamin Harrison, Indiana: Troop housing, \$140,000.

Fort Leavenworth, Kansas: Communications facilities and troop housing, \$1,092,000.

Fort Riley, Kansas: Administrative facilities, community facilities, troop housing, and utilities, \$1,519,000.

Saint Louis Support Center, Missouri: Administrative facility, \$3,346,000.

(Sixth Army Area)

Fort Lewis, Washington: Community facilities, training facilities, maintenance facilities, family housing, and utilities, \$3,022,000.

Fort Ord, California: Maintenance facility and community facility, \$223,000.

United States Disciplinary Barracks, California: Community facility, \$197,000.

Yuma Test Station, Arizona: Troop housing, research and development facility, and storage facility, \$1,520,000.

(Military District of Washington)

Fort McNair, D. C.: Academic facilities, \$4,111,000.

(Armed Forces Special Weapons Project)

Various installations: Utilities, \$478,000.

(Tactical Site Support Facilities)

Various locations: Administrative facilities, maintenance facilities, storage facilities, and land acquisition, \$8,506,000.

OUTSIDE THE UNITED STATES

(Alaskan Area)

Ladd Air Force Base: Troop housing and maintenance facilities, \$1,688,000.

Fort Richardson: Storage facilities, \$2,333,000.

Whittier: Storage facilities and training facilities, \$2,849,000.

Wildwood Station (Kenai): Storage facility, \$352,000.

(Far East Command Area)

Okinawa: Storage facilities, operational facilities, maintenance facilities, medical facilities, and utilities, \$540,000.

Korea: Maintenance facilities, storage facilities, port facilities, community facilities, improvements to buildings and utilities, \$6,000,000.

(Pacific Command Area)

Alimanu Military Reservation, Hawaii: Land acquisition, \$143,000.

Helemano, Hawaii: Community facility, land acquisition and utilities, \$136,000.

Schofield Barracks, Hawaii: Family housing and land acquisition, \$2,668,000.

(Caribbean Command Area)

Panama Canal Zone: Sewage disposal system for Army, Navy, and Air Force facilities, \$1,060,000.

(United States Army, Europe)

Various locations: Operational facilities, maintenance facilities, community facilities, storage facilities, training facilities, administrative facilities, medical facilities, troop housing, and utilities, \$17,994,000.

Classified installations and facilities.

SEC. 102. The Secretary of the Army may establish or develop classified military installations and facilities by acquiring, constructing, converting, rehabilitating, or installing permanent or temporary public works, including land acquisition, site preparation, appurtenances, utilities and equipment, in a total amount \$200,783,000.

SEC. 103. (a) Public Law 161, Eighty-fourth Congress, is amended with respect to Fort Jay, New York, under the heading "CONTINENTAL UNITED STATES" and subheadings "FIELD FORCES FACILITIES (First Army Area)" in section 101, by striking out "\$731,000" and inserting in place thereof "\$1,081,000", and in clause (1) of section 502, by striking out "\$224,927,000" and "\$533,904,000" and inserting in place thereof "\$225,277,000" and "\$534,254,000", respectively.

69 Stat. 326, 350.

68 Stat. 560, 564.

(b) So much of section 401 of Public Law 534, Eighty-third Congress, as reads "Adak Station, Alaska: Operational Facilities (including troop housing), \$70,000" is amended to read "Adak Station, Alaska: Operational facilities (including troop housing), \$180,000" and clause (4) of section 502 thereof is amended by striking the figure "\$462,600" and inserting in place thereof "\$572,600".

San Jacinto Ordnance Depot, Tex. Relocation.

SEC. 104. The Secretary of the Army shall make all necessary studies, by contract or otherwise, to determine an appropriate site for the relocation of the San Jacinto Ordnance Depot, Texas; such studies to be completed by January 31, 1957. Expenditure of \$25,000 out of appropriations available to the Department of the Army is authorized for such studies.

TITLE II

Navy.

SEC. 201. The Secretary of the Navy may establish or develop military installations and facilities by acquiring, constructing, converting, rehabilitating, or installing permanent or temporary public works, including site preparation, appurtenances, utilities and equipment, for the following projects:

INSIDE THE UNITED STATES

SHIPYARD FACILITIES

Naval shipyard, Boston, Massachusetts: Replacement of pier, and plans and specifications for drydock facilities, \$7,332,000.

Naval shipyard, Charleston, South Carolina: Dredging equipment, \$148,000.

Naval minecraft base, Charleston, South Carolina: Operational facilities, personnel facilities, training facilities, maintenance facilities, storage facilities, community facilities, security facilities, and utilities, \$7,902,000.

Naval shipyard, Long Beach, California: Facilities for remedying effects of ground subsidence and waterfront facilities, \$5,984,000.

Navy underwater sound laboratory, New London, Connecticut: Research and development facilities and land acquisition, \$304,000.

Harbor defense base, Norfolk, Virginia: Personnel facilities, \$300,000.

Naval shipyard, Norfolk, Virginia: Utilities and land acquisition, \$244,000.

Navy mine defense laboratory, Panama City, Florida: Medical facilities, \$84,000.

Naval shipyard, San Francisco, California: Plans and specifications for drydock facilities, \$1,300,000.

Naval industrial reserve shipyard, Tampa, Florida: Land acquisition, \$200,000.

FLEET BASE FACILITIES

Naval station, Key West, Florida: Utilities, \$927,000.

Naval station, Long Beach, California: Waterfront facilities, \$2,256,000.

Naval station, New Orleans, Louisiana: Utilities, \$226,000.

Naval station, Newport, Rhode Island: Waterfront facilities, personnel facilities, community facilities and utilities, \$11,672,000.

Naval station, Norfolk, Virginia: Personnel facilities, \$2,844,000.

Naval station, Orange, Texas: Flood-protection facilities, including land acquisition, \$265,000.

AVIATION FACILITIES

(Naval Air Training Stations)

Naval auxiliary landing field, Alice-Orange Grove, Texas: Airfield pavements, \$2,242,000.

Naval auxiliary air station, Chase Field, Texas: Personnel facilities, operational facilities, community facilities, station and aircraft maintenance facilities, and utilities, \$2,247,000.

Naval air station, Glynnco, Georgia: Airfield pavements, personnel facilities, aircraft maintenance facilities, training facilities, fuel pipeline and storage facilities, and land acquisition, \$4,003,000.

Naval auxiliary air station, Kingsville, Texas: Personnel facilities, training facilities, aircraft maintenance facilities, community facilities, and utilities, \$2,610,000.

Naval air station, Memphis, Tennessee: Fuel storage facilities and aircraft maintenance facilities, \$511,000.

Naval auxiliary air station, Meridian, Mississippi: Site preparation, utilities, plans and specifications for jet aircraft training facilities, and land acquisition, \$8,231,000.

Naval air station, Pensacola, Florida: Community facilities and plans and specifications for waterfront facilities, \$347,000.

Naval auxiliary air station, Whiting Field, Florida: Land acquisition, \$13,000.

(Fleet Support Air Stations)

Naval air station, Alameda, California: Aircraft maintenance facilities, \$2,675,000.

Naval air station, Atlantic City, New Jersey: Navigational aids and land acquisition, \$421,000.

Naval auxiliary air station, Brown Field, California: Personnel facilities and utilities, \$778,000.

Naval air station, Brunswick, Maine: Personnel facilities, airfield pavements, station maintenance facilities, community facilities, and storage facilities, \$3,738,000.

Naval air station, Cecil Field, Florida: Aircraft maintenance facilities, personnel facilities, storage facilities, operational facilities, training facilities, community facilities, and utilities, \$4,052,000.

Naval air station, Chincoteague, Virginia: Aircraft maintenance facilities, \$170,000.

Naval auxiliary air station, Edenton, North Carolina: Aircraft and station maintenance facilities, airfield pavements, fuel dispensing facilities, operational facilities, administrative facilities, personnel facilities, communications facilities, community facilities, and utilities, \$13,926,000.

Naval auxiliary air station, El Centro, California: Aircraft maintenance facilities, and land acquisition including not to exceed \$660,000 to be paid to Imperial County, California, to partially defray the county's cost in relocating the Niland-Blythe Road, \$831,000.

Naval auxiliary air station, Fallon, Nevada: Training facilities, aircraft maintenance facilities, community facilities, and land acquisition, except none of the authorization for land acquisition pertaining to the Black Rock area shall apply unless the Secretary of Defense shall resurvey the entire requirement, including the possible use of other Government-controlled lands in the State of Nevada and the possibility of joint Navy-Air Force utilization of existing facilities, and the Secretary of Defense shall certify to the Armed Services Committees of the Senate and House of Representatives that the acquisition of the Black Rock extension is essential to meet the Navy's training requirements, \$8,304,000.

Naval air facility, Harvey Point, North Carolina: Airfield pavements, waterfront facilities, fuel storage and dispensing facilities, navigational aids, aircraft and station maintenance facilities, utilities, and land acquisition, \$6,000,000.

Naval air station, Jacksonville, Florida: Navigational aids, operational facilities, and land acquisition, \$2,380,000.

Naval air station, Key West, Florida: Aircraft maintenance facilities, \$170,000.

Naval air station, Lemoore, California: Plans and specifications for development of master jet aircraft facilities, and land acquisition, \$10,089,000.

Naval air station, Miramar, California: Personnel facilities, operational facilities, training facilities, ordnance facilities, land acquisition, and obstruction removal for flight clearance, \$8,835,000.

Naval air station, Moffett Field, California: Land acquisition, \$89,000.

Naval air station, Norfolk, Virginia: Aircraft maintenance facilities, \$170,000.

Naval air station, North Island, San Diego, California: Airfield pavements, ordnance and ammunition storage facilities, aircraft maintenance facilities, waterfront facilities, operational facilities, navigational aids, and land acquisition, \$13,072,000.

Naval air station, Oceana, Virginia: Aircraft maintenance facilities, personnel facilities, operational facilities, community facilities, training facilities, ordnance facilities, open storage facilities, security facilities, utilities, and relocation of Coast Guard facilities, \$5,286,000.

Naval air station, Quonset Point, Rhode Island: Aircraft maintenance facilities, and navigational aids, \$2,753,000.

Naval auxiliary air station, Sanford, Florida: Aircraft maintenance facilities, airfield pavements, personnel facilities, and utilities, \$6,926,000.

Naval air station, Whidbey Island, Washington: Utilities, \$149,000.

(Marine Corps Air Stations)

Marine Corps auxiliary air station, Beaufort, South Carolina: Aircraft and station maintenance facilities, administrative facilities, medical facilities, personnel facilities, training facilities, operational facilities, covered and cold storage facilities, community facilities, fuel dispensing facilities, and utilities, \$17,384,000.

Marine Corps air station, Cherry Point, North Carolina: Aircraft maintenance facilities, \$170,000.

Marine Corps air station, El Toro, California: Aircraft maintenance facilities, administrative facilities, airfield pavements, storage facilities, ammunition storage facilities, medical facilities, training facilities, personnel facilities, operational facilities, and utilities, \$6,863,000.

Marine Corps auxiliary air station, Mojave, California: Aircraft maintenance facilities, airfield pavements, personnel facilities, training facilities, community facilities, fuel storage and dispensing facilities, land acquisition, and utilities, \$12,556,000.

(Special Purpose Air Stations)

Naval air development center, Johnsville, Pennsylvania: Plans and specifications for research and development facilities, \$693,000.

Naval air station, Lakehurst, New Jersey: Research and development facilities and equipment maintenance facilities, \$6,438,000.

Naval air station, Patuxent River, Maryland: Aircraft maintenance facilities and research and development facilities, \$475,000.

Naval air missile test center, Point Mugu, California: Waterfront facilities, fuel dispensing facilities, aircraft maintenance facilities, and community facilities, \$1,682,000.

Naval air turbine test station, Trenton, New Jersey: Research and development facilities, \$128,000.

SUPPLY FACILITIES

Naval supply depot, Clearfield, Utah: Utilities, \$149,000.

Naval supply depot, Newport, Rhode Island: Storage facilities, \$390,000.

Naval supply center, Oakland, California: Utilities, \$50,000.

Naval supply depot, Seattle, Washington: Replacement of seawall, \$199,000.

MARINE CORPS FACILITIES

Marine Corps supply center, Albany, Georgia: Storage facilities, personnel facilities, maintenance facilities, community facilities, and utilities, \$1,742,000.

Marine Corps supply center, Barstow, California: Operational facilities, maintenance facilities, personnel facilities, administrative facilities, and community facilities, \$3,436,000.

Marine Corps base, Camp Lejeune, North Carolina: Personnel facilities, administrative facilities, training facilities, community facilities, medical facilities, storage facilities, and utilities, \$5,092,000.

Marine Corps recruit depot, Parris Island, South Carolina: Personnel facilities, administrative facilities, storage facilities, training facilities, community facilities, and utilities, \$4,266,000.

Marine Corps base, Camp Pendleton, California: Utilities, boat basin facilities, and land acquisition, \$3,429,000.

Marine Corps cold weather battalion, Bridgeport, California: Utilities, \$294,000.

Marine Corps training center, Twentynine Palms, California: Community facilities and land acquisition, \$1,165,000.

Marine Corps supply forwarding annex, Portsmouth, Virginia: Security facilities, \$91,000.

Marine Corps schools, Quantico, Virginia: Training facilities, ammunition storage and ordnance facilities, community facilities, and utilities, \$2,178,000.

Marine Corps recruit depot, San Diego, California: Personnel facilities and community facilities, \$1,679,000.

ORDNANCE FACILITIES

Naval ammunition depot, Bangor, Washington: Ordnance facilities, \$1,100,000.

Naval ammunition depot, Charleston, South Carolina: Ordnance facilities, \$404,000.

Naval ordnance test station, China Lake, California: Research and development facilities, aircraft maintenance facilities, airfield pavements and fuel storage and dispensing facilities, \$6,028,000.

Naval ammunition depot, Earle, New Jersey: Ordnance facilities, \$600,000.

Naval ammunition depot, Fallbrook, California: Ammunition storage and ordnance facilities, \$1,584,000.

Naval ammunition depot, Hingham, Massachusetts: Ammunition storage and ordnance facilities, \$993,000.

Naval ammunition and net depot, Seal Beach, California: Ordnance facilities, \$2,176,000.

Naval mine depot, Yorktown, Virginia: Ammunition storage and ordnance facilities and utilities, \$3,480,000.

SERVICE SCHOOL FACILITIES

Naval Academy, Annapolis, Maryland: Earthwork and land acquisition, \$7,469,000.

Naval training center, Bainbridge, Maryland: Personnel facilities, training facilities, and utilities, \$6,569,000.

Naval receiving station, Brooklyn, New York: Personnel facilities, \$97,000.

Naval amphibious base, Coronado, California: Training facilities, personnel facilities, and utilities, \$5,660,000.

Fleet air defense training center, Dam Neck, Virginia: Personnel facilities, \$237,000.

Naval training center, Great Lakes, Illinois: Personnel facilities, and training facilities, \$8,413,000.

MEDICAL FACILITIES

Naval hospital, Great Lakes, Illinois: Medical facilities, \$12,730,000.

Naval hospital, Portsmouth, New Hampshire: Hospital elevator, \$57,000.

COMMUNICATIONS FACILITIES

Naval radio station, Cheltenham, Maryland: Communications facilities, personnel facilities, and utilities, \$2,489,000.

Naval radio station, Maine: Utilities and land acquisition, \$2,450,000.

Naval communication station, San Francisco, California: Communications facilities and personnel facilities, \$2,029,000.

Naval communication station, Seattle, Washington: Communications facilities, \$45,000.

Naval radio station, Winter Harbor, Maine: Communications facilities, \$83,000.

OFFICE OF NAVAL RESEARCH FACILITIES

Naval research laboratory, District of Columbia: Plans and specifications for research and development facilities, \$1,300,000.

YARDS AND DOCKS FACILITIES

Public works center, Norfolk, Virginia: Utilities and land acquisition, \$443,000.

Naval construction battalion center, Port Hueneme, California: Replacement of wharf, and storage facilities, \$2, 581,000.

OUTSIDE THE UNITED STATES

SHIPYARD FACILITIES

Naval ship repair facilities, Subic Bay, Philippine Islands: Water-front facilities, \$1,637,000.

Naval base, Subic Bay, Philippine Islands: Utilities at Olongapo, flood control and drainage facilities and community facilities, \$9,378,000.

FLEET BASE FACILITIES

Naval station, Adak, Alaska: Operational facilities, and laundry and dry cleaning facilities, \$2,351,000.

Naval station, Guantanamo Bay, Cuba: Utilities, \$680,000.

AVIATION FACILITIES

Naval air station, Atsugi, Japan: Airfield pavements, aircraft maintenance facilities, fuel storage facilities, personnel facilities, and utilities, \$1,961,000.

Naval air station, Barber's Point, Oahu, Territory of Hawaii: Personnel facilities and aircraft maintenance facilities, \$870,000.

Naval air station, Cubi Point, Philippine Islands: Personnel facilities, \$1,264,000.

Naval air station, Guantanamo Bay, Cuba: Aircraft maintenance facilities, personnel facilities, communications facilities, family housing, community facilities, and utilities, \$4,572,000.

Naval air station, Iwakuni, Japan: Aircraft maintenance facilities, airfield pavements, dredging, navigational aids, and fuel storage facilities, \$1,704,000.

Marine Corps air station, Kaneohe Bay, Oahu, Territory of Hawaii: Aircraft maintenance facilities, airfield pavements, and operational facilities, \$1,045,000.

Naval air facility, Port Lyautey, French Morocco: Aircraft maintenance facilities, and family housing, \$1,401,000.

Naval station, Roosevelt Roads, Puerto Rico: Aircraft maintenance facilities, airfield pavements, fuel storage facilities, ordnance facilities, personnel facilities, medical facilities, and utilities, \$4,470,000.

Naval air station, Sangley Point, Philippine Islands: Airfield pavements, breakwater, and personnel facilities, \$3,811,000.

SUPPLY FACILITIES

Naval station, Adak, Alaska: Replacement of fuel storage facilities, \$5,000,000.

Naval station, Argentia, Newfoundland: Fuel storage facilities, \$1,599,000.

Naval supply depot, Subic Bay, Philippine Islands: Covered and cold storage facilities, administrative facilities, operational facilities, maintenance facilities, waterfront facilities, and utilities, \$11,598,000.

ORDNANCE FACILITIES

Naval ammunition depot, Oahu, Territory of Hawaii: Ordnance facilities, \$971,000.

Naval ordnance facility, Port Lyautey, French Morocco: Ordnance facilities, \$245,000.

Naval ordnance facility, Yokosuka, Japan: Ordnance facilities, \$241,000.

COMMUNICATIONS FACILITIES

Naval communication unit, Futema, Okinawa: Communications facilities, \$75,000.

Naval communication station, Guam, Mariana Islands: Communication facilities, \$222,000.

Naval communication facility, Philippine Islands: Communications facilities, and land acquisition, \$4,320,000.

YARDS AND DOCKS FACILITIES

Fifteenth naval district, Canal Zone: Utilities, \$2,210,000.

Relocation of facilities.

SEC. 202. The Secretary of the Navy is authorized to obtain by contract, such engineering, location, and site planning studies as may be necessary to enable him to determine the feasibility and advisability of establishing, continuing, or relocating the following facilities: Naval air station, Norfolk, Virginia (bombing targets); Naval magazine, Port Chicago, California. Expenditures not to exceed \$150,000 for such studies may be made out of the appropriation "Military Construction, Navy". The Secretary of the Navy shall report to the Committees on Armed Services of the Senate and House of Representatives the conclusions of these studies together with such recommendations as he shall consider appropriate.

Report to Committee on Armed Forces.

Navy installations and facilities.

SEC. 203. The Secretary of the Navy may establish or develop classified naval installations and facilities by constructing, converting, rehabilitating, or installing permanent or temporary public works, including land acquisition, site preparation, appurtenances, utilities, equipment, and family housing in the total amount of \$84,043,000.

SEC. 204. Public Law 564, Eighty-first Congress is amended as follows:

64 Stat. 240.

(a) In title II under the heading "CONTINENTAL UNITED STATES" change the amount for "Naval base, Newport, Rhode Island: Sewage facilities", from "\$1,243,000" to "\$1,268,000."

64 Stat. 244.

(b) In title IV section 402, clause (2) change the amount for public works authorized by title II: "Inside continental United States", from "\$135,719,800" to "\$135,744,800."

SEC. 205. Public Law 155, Eighty-second Congress, as amended, is amended as follows:

66 Stat. 613.

(a) In section 201, as amended, strike out so much thereof under the heading "CONTINENTAL UNITED STATES" and subheading "SUPPLY FACILITIES" as reads as follows:

"Harpwell Neck Fuel Facility, Portland, Maine, area: Aviation gasoline and jet fuel bulk storage; \$2,766,500"; and insert in place thereof the following:

"Harpwell Neck Fuel Facility, Portland, Maine, area: Aviation gasoline and jet fuel bulk storage and land acquisition, \$2,766,500".

(b) In section 201, under the heading "OUTSIDE CONTINENTAL UNITED STATES" and subheading "COMMUNICATION FACILITIES", strike out so much thereof as reads as follows:

65 Stat. 349.

"Naval communication station, Philippine Islands: Consolidated communication facilities; \$2,694,500"; and insert in place thereof the following:

"Naval communication station, Philippine Islands: Consolidated communications facilities, and land acquisition, \$2,694,500".

SEC. 206. Public Law 534, Eighty-third Congress, is amended as follows:

(a) In section 201, under the heading "CONTINENTAL UNITED STATES" and subheading "AVIATION FACILITIES", change the amount for "Naval air missile test center (San Nicolas Island), Point Mugu, California," from "\$1,132,000" to "\$1,816,000".

68 Stat. 540.

(b) In section 201, under the heading "CONTINENTAL UNITED STATES" and subheading "ORDNANCE FACILITIES", change the amount for "Naval ammunition depot, Hawthorne, Nevada" from "\$308,000" to "\$538,000".

68 Stat. 541.

(c) In section 502, clause (2), change the amount for public works authorized by title II for inside continental United States from "\$102,042,000" to "\$102,956,000"; and total amount from "\$201,893,000" to "\$202,807,000".

68 Stat. 561.

SEC. 207. Public Law 161, Eighty-fourth Congress, is amended as follows:

(a) In section 201, under the heading "CONTINENTAL UNITED STATES" and subheading "SHIPYARD FACILITIES", change the amount for "Naval electronics laboratory, San Diego, California" from "\$143,000" to "\$162,000".

69 Stat. 330.

(b) In section 201, under the heading "CONTINENTAL UNITED STATES" and subheading "FLEET BASE FACILITIES", delete that portion which reads as follows: "Navy Department District of Columbia: family housing, \$81,000".

69 Stat. 330.

(c) In section 201, under the heading "CONTINENTAL UNITED STATES" and subheading "AVIATION FACILITIES", change the amount for "Naval auxiliary air station, El Centro, California" from "\$366,000" to "\$450,000"; strike out so much thereof as reads as follows:

69 Stat. 331.

"Naval air station, Norfolk, Virginia: Aircraft maintenance facilities, training facilities, communication facilities, operational facilities, \$4,660,000"; and insert in place thereof the following:

69 Stat. 331.

"Naval air station, Norfolk, Virginia: Aircraft maintenance facilities, training facilities, communication facilities, operational facilities, and land acquisition, \$4,660,000".

(d) In section 201 under the heading "CONTINENTAL UNITED STATES" and subheading "ORDNANCE FACILITIES", delete that portion which reads as follows: "Naval proving ground, Dahlgren, Virginia: Land acquisition, \$200,000".

69 Stat. 333.

(e) In section 201, under the heading "OUTSIDE CONTINENTAL UNITED STATES" and subheading "ORDNANCE FACILITIES", strike out so much thereof as reads as follows:

69 Stat. 336.

"Naval ammunition depot, Oahu, Territory of Hawaii: Testing facilities, and railroad facilities and barricades, \$1,132,000"; and insert in place thereof the following:

"Naval ammunition depot, Oahu, Territory of Hawaii: Testing facilities, railroad facilities and barricades, and land acquisition, \$1,132,000".

69 Stat. 350.

(f) In section 502, clause (2), change the amount for public works authorized by title II for inside continental United States from "\$299,690,600" to "\$299,512,600"; and the total amount from "\$564,224,300" to "\$564,046,300".

TITLE III

Air Force.

SEC. 301. The Secretary of the Air Force may establish or develop military installations and facilities by acquiring, constructing, converting, rehabilitating, or installing permanent or temporary public works, including site preparation, appurtenances, utilities and equipment, for the following projects:

INSIDE THE UNITED STATES

AIR DEFENSE COMMAND

Buckingham Air Force Base, Fort Myers, Florida: Operational and training facilities, \$629,000.

Duluth Municipal Airport, Duluth, Minnesota: Operational and training facilities, maintenance facilities, supply facilities, and land acquisition, \$863,000.

Ent Air Force Base, Colorado Springs, Colorado: Housing and community facilities, \$342,000.

Ethan Allen Air Force Base, Winooski, Vermont: Operational and training facilities, maintenance facilities, supply facilities, and land acquisition, \$4,211,000.

Geiger Field, Spokane, Washington: Operational and training facilities, maintenance facilities, and housing and community facilities, and family housing, \$2,827,000.

Glasgow Air Force Base, Glasgow, Montana: Operational and training facilities, maintenance facilities, utilities and ground improvements, land acquisition, and family housing, \$2,470,000.

Grand Forks Air Force Base, Grand Forks, North Dakota: Operational and training facilities, maintenance facilities, supply facilities, housing and community facilities, utilities and ground improvements, and land acquisition, \$18,969,000.

Grandview Air Force Base, Kansas City, Missouri: Operational and training facilities, maintenance facilities, housing and community facilities, utilities and ground improvements, and land acquisition, \$1,673,000.

Greater Pittsburgh Airport, Coraopolis, Pennsylvania: Operational and training facilities, maintenance facilities, supply facilities, housing and community facilities, and land acquisition, \$1,087,000.

Hamilton Air Force Base, San Rafael, California: Operational and training facilities, maintenance facilities, utilities and ground improvements, and land acquisition, \$2,966,000.

K. I. Sawyer Municipal Airport, Marquette, Michigan: Operational and training facilities, maintenance facilities, supply facilities, administrative facilities, housing and community facilities, utilities and ground improvements, and land acquisition, \$5,051,000.

Kinross Air Force Base, Sault Sainte Marie, Michigan: Operational and training facilities, maintenance facilities, housing and community facilities, and land acquisition, \$2,156,000.

Klamath Falls Municipal Airport, Klamath Falls, Oregon: Operational and training facilities, maintenance facilities, housing and

community facilities, utilities and ground improvements, and land acquisition, \$1,130,000.

McChord Air Force Base, Tacoma, Washington: Operational and training facilities, maintenance facilities, and land acquisition, \$1,514,000.

McGhee-Tyson Airport, Knoxville, Tennessee: Operational and training facilities, maintenance facilities, administrative facilities, housing and community facilities, and land acquisition, \$2,054,000.

Majors Field, Greenville, Texas: Operational and training facilities, and land acquisition, \$440,000.

Manistee Air Force Base, Manistee, Michigan: Operational and training facilities, maintenance facilities, supply facilities, administrative facilities, housing and community facilities, and utilities and ground improvements, \$2,906,000.

Minneapolis-Saint Paul International Airport, Minneapolis, Minnesota: Operational and training facilities, and maintenance facilities, \$3,015,000.

Minot Air Force Base, Minot, North Dakota: Operational and training facilities, maintenance facilities, supply facilities, housing and community facilities, utilities and ground improvements, and land acquisition, \$21,215,000.

Newcastle County Airport, Wilmington, Delaware: Operational and training facilities, maintenance facilities, supply facilities, housing and community facilities, utilities and ground improvements, and land acquisition, \$6,184,000.

Niagara Falls Municipal Airport, Niagara Falls, New York: Operational and training facilities, maintenance facilities, supply facilities, housing and community facilities, and land acquisition, \$3,030,000.

Otis Air Force Base, Falmouth, Massachusetts: Operational and training facilities, maintenance facilities, supply facilities, housing and community facilities, utilities and ground improvements, land acquisition, and family housing, \$11,577,000.

Oxnard Air Force Base, Camarillo, California: Operational and training facilities, maintenance facilities, housing and community facilities, utilities and ground improvements, and land acquisition, \$2,392,000.

Paine Air Force Base, Everett, Washington: Operational and training facilities, maintenance facilities, supply facilities, and land acquisition, \$4,127,000.

Greater Portland, Oregon, area: Operational and training facilities, maintenance facilities, supply facilities, utilities and ground improvements, and land acquisition, \$13,508,000.

Presque Isle Air Force Base, Presque Isle, Maine: Operational and training facilities, maintenance facilities, housing and community facilities, utilities and ground improvements, and land acquisition, \$8,057,000.

Richard Bong Air Force Base, Kansasville, Wisconsin: Operational and training facilities, maintenance facilities, supply facilities, administrative facilities, housing and community facilities, and utilities and ground improvements, \$6,801,000.

Selfridge Air Force Base, Mount Clemens, Michigan: Operational and training facilities, maintenance facilities, supply facilities, and land acquisition, \$2,494,000.

Sioux City Municipal Airport, Sioux City, Iowa: Operational and training facilities, maintenance facilities, housing and community facilities, and land acquisition, \$2,288,000.

Stewart Air Force Base, Newburgh, New York: Operational and training facilities, maintenance facilities, housing and community facilities, and land acquisition, \$1,802,000.

Suffolk County Air Force Base, Westhampton Beach, New York: Operational and training facilities, maintenance facilities, housing and community facilities, utilities and ground improvements, and land acquisition, \$5,441,000.

Truax Field, Madison, Wisconsin: Operational and training facilities, maintenance facilities, housing and community facilities, and land acquisition, \$4,876,000.

Wurtsmith Air Force Base, Oscoda, Michigan: Operational and training facilities, maintenance facilities, supply facilities, administrative facilities, housing and community facilities, utilities and ground improvements, land acquisition, and family housing, \$3,278,000.

Youngstown Municipal Airport, Youngstown, Ohio: Operational and training facilities, maintenance facilities, utilities and ground improvements, and land acquisition, \$2,255,000.

Yuma County Airport, Yuma, Arizona: Operational and training facilities, maintenance facilities, administrative facilities, housing and community facilities, and land acquisition, \$3,545,000.

Various locations: Operational and training facilities, maintenance facilities, supply facilities, administrative facilities, housing and community facilities, utilities and ground improvements and land acquisition, \$21,510,000.

AIR MATERIEL COMMAND

Brookley Air Force Base, Mobile, Alabama: Housing and community facilities, and land acquisition, \$1,541,000.

Griffiss Air Force Base, Rome, New York: Operational and training facilities, maintenance facilities, research, development and test facilities, supply facilities, housing and community facilities, utilities and ground improvements, and land acquisition, \$17,966,000.

Hill Air Force Base, Ogden, Utah: Maintenance facilities, housing and community facilities, utilities and ground improvements, and land acquisition, \$1,339,000.

Kelly Air Force Base, San Antonio, Texas: Operational and training facilities, maintenance facilities, and utilities and ground improvements, \$1,570,000.

Marietta Air Force Station, Marietta, Pennsylvania: Supply facilities, \$52,000.

McClellan Air Force Base, Sacramento, California: Administrative facilities, housing and community facilities, and land acquisition, \$1,424,000.

Mukilteo Fuel Storage Station, Mukilteo, Washington: Land acquisition, \$4,000.

Norton Air Force Base, San Bernardino, California: Operational and training facilities, and housing and community facilities, \$1,572,000.

Olmsted Air Force Base, Middletown, Pennsylvania: Maintenance facilities, administrative facilities, and utilities and ground improvements, \$3,983,000.

Robins Air Force Base, Macon, Georgia: Operational and training facilities, housing and community facilities, and utilities and ground improvements, \$5,478,000.

Searsport Fuel Storage Station, Searsport, Maine: Supply facilities, \$473,000.

Tacoma Fuel Storage Station, Tacoma, Washington: Supply facilities, \$129,000.

Tinker Air Force Base, Oklahoma City, Oklahoma: Operational and training facilities, hospital facilities, and housing and community facilities, \$5,990,000.

Wilkins Air Force Station, Shelby, Ohio: Family housing, \$89,000.

Wright-Patterson Air Force Base, Dayton, Ohio: Operational and training facilities, maintenance facilities, research, development and test facilities, housing and community facilities, utilities, and ground improvements, and land acquisition, \$17,138,000.

Various locations: Administrative facilities, housing and community facilities, and utilities, and ground improvements, \$444,000.

AIR PROVING GROUND COMMAND

Eglin Air Force Base, Valparaiso, Florida: Operational and training facilities, maintenance facilities, research, development and test facilities, hospital and medical facilities, housing and community facilities, utilities and ground improvements, and land acquisition, \$21,094,000.

AIR TRAINING COMMAND

Amarillo Air Force Base, Amarillo, Texas: Operational and training facilities, maintenance facilities, supply facilities, and utilities and ground improvements, \$17,121,000.

Bryan Air Force Base, Bryan, Texas: Housing and community facilities, and land acquisition, \$1,288,000.

Craig Air Force Base, Selma, Alabama: Operational and training facilities, and land acquisition, \$18,000.

Edward Gary Air Force Base, San Marcos, Texas: Maintenance facilities, \$783,000.

Ellington Air Force Base, Houston, Texas: Land acquisition, \$63,000.

Francis E. Warren Air Force Base, Cheyenne, Wyoming: Housing and community facilities, and utilities and ground improvements, \$1,654,000.

Goodfellow Air Force Base, San Angelo, Texas: Operational and training facilities, supply facilities, utilities and ground improvements, and land acquisition, \$8,804,000.

James Connally Air Force Base, Waco, Texas: Operational and training facilities, and land acquisition, \$4,687,000.

Keesler Air Force Base, Biloxi, Mississippi: Land acquisition, \$34,000.

Lackland Air Force Base, San Antonio, Texas: Hospital and medical facilities, \$3,440,000.

Laredo Air Force Base, Laredo, Texas: Utilities and ground improvements, and land acquisition, \$225,000.

Laughlin Air Force Base, Del Rio, Texas: Operational and training facilities, and housing and community facilities, \$212,000.

Lowry Air Force Base, Denver, Colorado: Land acquisition, \$410,000.

Luke Air Force Base, Phoenix, Arizona: Operational and training facilities, maintenance facilities, and land acquisition, \$2,902,000.

Mather Air Force Base, Sacramento, California: Operational and training facilities, maintenance facilities, supply facilities, housing and community facilities, utilities and ground improvements, and land acquisition, \$21,650,000.

McConnell Air Force Base, Wichita, Kansas: Land acquisition, \$396,000.

Moody Air Force Base, Valdosta, Georgia: Operational and training facilities, and maintenance facilities, \$1,848,000.

Nellis Air Force Base, Las Vegas, Nevada: Operational and training facilities, and land acquisition, \$3,456,000.

Parks Air Force Base, Pleasanton, California: Utilities and ground improvements, \$111,000.

Perrin Air Force Base, Sherman, Texas: Operational and training facilities, and land acquisition, \$2,260,000.

Randolph Air Force Base, San Antonio, Texas: Land acquisition, \$133,000.

Reese Air Force Base, Lubbock, Texas: Operational and training facilities, and land acquisition, \$4,164,000.

Scott Air Force Base, Belleville, Illinois: Operational and training facilities, supply facilities, and land acquisition, \$3,296,000.

Sheppard Air Force Base, Wichita Falls, Texas: Operational and training facilities, maintenance facilities, supply facilities, hospital and medical facilities, housing and community facilities, utilities and ground improvements, and land acquisition, \$24,433,000.

Stead Air Force Base, Reno, Nevada: Supply facilities, housing and community facilities, utilities and ground improvements, and land acquisition, \$2,221,000.

Tyndall Air Force Base, Panama City, Florida: Operational and training facilities, and maintenance facilities, \$716,000.

Vance Air Force Base, Enid, Oklahoma: Operational and training facilities, and land acquisition, \$977,000.

Webb Air Force Base, Big Spring, Texas: Operational and training facilities, \$90,000.

Williams Air Force Base, Chandler, Arizona: Operational and training facilities, maintenance facilities, and land acquisition, \$6,347,000.

AIR UNIVERSITY

Maxwell Air Force Base, Montgomery, Alabama: Operational and training facilities, and housing and community facilities, \$215,000.

CONTINENTAL AIR COMMAND

Beale Air Force Base, Marysville, California: Operational and training facilities, supply facilities, and utilities and ground improvements, \$13,395,000.

Brooks Air Force Base, San Antonio, Texas: Operational and training facilities, and maintenance facilities, \$237,000.

Dobbins Air Force Base, Marietta, Georgia: Housing and community facilities, \$345,000.

Mitchel Air Force Base, Hempstead, New York: Utilities and ground improvements, \$205,000.

HEADQUARTERS COMMAND

Bolling Air Force Base, Washington, D. C.: Utilities and ground improvements, \$8,000.

MILITARY AIR TRANSPORT COMMAND

Andrews Air Force Base, Camp Springs, Maryland: Operational and training facilities, supply facilities, housing and community facilities, utilities and ground improvements, and land acquisition, \$7,335,000.

Charleston Air Force Base, Charleston, South Carolina: Operational and training facilities, and utilities and ground improvements, \$868,000.

Dover Air Force Base, Dover, Delaware: Operational and training facilities, supply facilities, administrative facilities, housing and community facilities, and utilities and ground improvements, \$3,195,000.

McGuire Air Force Base, Wrightstown, New Jersey: Operational and training facilities, supply facilities, hospital and medical facilities, administrative facilities, and housing and community facilities, \$2,169,000.

Palm Beach Air Force Base, Palm Beach, Florida: Operational and training facilities, housing and community facilities, utilities and ground improvements, and land acquisition, \$1,545,000.

Vint Hill Farm Station, Warrenton, Virginia: Operational and training facilities, \$768,000.

Washington National Airport, District of Columbia: Maintenance facility, \$275,000.

RESEARCH AND DEVELOPMENT COMMAND

Canel Air Force Plant #62, Hartford, Connecticut: Research, development, and test facilities, and utilities and ground improvements, \$22,445,000.

Edwards Air Force Base, Muroc, California: Research, development, and test facilities, and housing and community facilities, \$5,488,000.

Holloman Air Force Base, Alamogordo, New Mexico: Operational and training facilities, maintenance facilities, research, development, and test facilities, and housing and community facilities, \$7,877,000.

Indian Springs Air Force Base, Indian Springs, Nevada: Housing and community facilities, and utilities and ground improvements, and family housing, \$961,000.

Kirtland Air Force Base, Albuquerque, New Mexico: Operational and training facilities, maintenance facilities, and research, development, and test facilities, \$5,481,000.

Laredo Test Site, Laredo, Texas: Research, development, and test facilities, and land acquisition, \$1,219,000.

Laurence G. Hanscom Field, Bedford, Massachusetts: Operational and training facilities, maintenance facilities, research, development and test facilities, housing and community facilities, utilities, and ground improvements, and land acquisition, \$6,939,000.

National Reactor Test Station, Idaho Falls, Idaho: Operational and training facilities, research, development and test facilities, and utilities and ground improvements, \$11,415,000.

Patrick Air Force Base, Cocoa, Florida: Operational and training facilities, research, development and test facilities, housing and community facilities, utilities and ground improvements, and land acquisition, \$15,169,000.

Sacramento Peak Observatory, Sacramento Peak, New Mexico: Family housing, \$153,000.

STRATEGIC AIR COMMAND

Abilene Air Force Base, Abilene, Texas: Operational and training facilities, housing and community facilities, utilities and ground improvements, and land acquisition, \$1,043,000.

Altus Air Force Base, Altus, Oklahoma: Housing and community facilities, and utilities and ground improvements, \$1,003,000.

Barksdale Air Force Base, Shreveport, Louisiana: Operational and training facilities, maintenance facilities, administrative facilities, housing and community facilities, utilities and ground improvements, and land acquisition, \$2,117,000.

Bergstrom Air Force Base, Austin, Texas: Operational and training facilities, supply facilities, housing and community facilities, and land acquisitions, \$15,938,000.

Biggs Air Force Base, El Paso, Texas: Operational and training facilities, and housing and community facilities, \$922,000.

Campbell Air Force Base, Hopkinsville, Kentucky: Operational and training facilities, and utilities and ground improvements, \$479,000.

Carswell Air Force Base, Fort Worth, Texas: Operational and training facilities, and maintenance facilities, \$2,438,000.

Castle Air Force Base, Merced, California: Operational and training facilities, maintenance facilities, hospital and medical facilities, and housing and community facilities, \$2,179,000.

Clinton-Sherman Air Force Base, Clinton, Oklahoma: Operational and training facilities, maintenance facilities, supply facilities, housing and community facilities, utilities and ground improvements, and land acquisition, \$7,004,000.

Columbus Air Force Base, Columbus, Mississippi: Operational and training facilities, maintenance facilities, supply facilities, housing and community facilities, utilities and ground improvements, and land acquisition, \$14,518,000.

Davis-Monthan Air Force Base, Tucson, Arizona: Operational and training facilities, and land acquisition, \$503,000.

Dow Air Force Base, Bangor, Maine: Operational and training facilities, maintenance facilities, supply facilities, housing and community facilities, and utilities and ground improvements, \$7,665,000.

Dublin Air Force Base, Georgia: Operational and training facilities, maintenance facilities, utilities and ground improvements, and land acquisition, \$6,478,000.

Ellsworth Air Force Base, Rapid City, South Dakota: Operational and training facilities, maintenance facilities, housing and community facilities, and land acquisition, \$943,000.

Fairchild Air Force Base, Spokane, Washington: Operational and training facilities, maintenance facilities, housing and community facilities, and utilities and ground improvements, \$4,457,000.

Forbes Air Force Base, Topeka, Kansas: Operational and training facilities, and housing and community facilities, \$1,271,000.

Gray Air Force Base, Killeen, Texas: Operational and training facilities, \$23,000.

Greenville Air Force Base, Greenville, Mississippi: Operational and training facilities, maintenance facilities, supply facilities, and land acquisition, \$2,483,000.

Hobbs Air Force Base, Hobbs, New Mexico: Operational and training facilities, maintenance facilities, utilities and ground improvements, and land acquisitions, \$6,547,000.

Homestead Air Force Base, Homestead, Florida: Operational and training facilities, hospital and medical facilities, housing and community facilities, utilities, and ground improvements, and land acquisition, \$1,694,000.

Hunter Air Force Base, Savannah, Georgia: Operational and training facilities, utilities and ground improvements, and land acquisition, \$1,131,000.

Lake Charles Air Force Base, Lake Charles, Louisiana: Operational and training facilities, housing and community facilities, and utilities and ground improvements, \$1,552,000.

Lincoln Air Force Base, Lincoln, Nebraska: Operational and training facilities, maintenance facilities, housing and community facilities, and utilities and ground improvements, \$4,685,000.

Little Rock Air Force Base, Little Rock, Arkansas: Operational and training facilities, maintenance facilities, supply facilities, admin-

istrative facilities, housing and community facilities, and land acquisition, \$1,528,000.

Lockbourne Air Force Base, Columbus, Ohio: Operational and training facilities, maintenance facilities, housing and community facilities, and land acquisition, \$4,952,000.

Loring Air Force Base, Limestone, Maine: Operational and training facilities, maintenance facilities, supply facilities, and housing and community facilities, \$2,522,000.

MacDill Air Force Base, Tampa, Florida: Operational and training facilities, maintenance facilities, and housing and community facilities, \$3,262,000.

Malmstrom Air Force Base, Great Falls, Montana: Operational and training facilities, maintenance facilities, and housing and community facilities, \$1,236,000.

March Air Force Base, Riverside, California: Operational and training facilities, maintenance facilities, housing and community facilities, and land acquisition, \$5,156,000.

Mitchell Air Force Base, Mitchell, South Dakota: Operational and training facilities, maintenance facilities, utilities and ground improvements, and land acquisition, \$6,374,000.

Mountain Home Air Force Base, Mountain Home, Idaho: Operational and training facilities, maintenance facilities, housing and community facilities, and utilities and ground improvements, \$2,064,000.

Offutt Air Force Base, Omaha, Nebraska: Operational and training facilities, supply facilities, housing and community facilities, utilities and ground improvements, land acquisition, and family housing, \$5,697,000.

Pinecastle Air Force Base, Orlando, Florida: Housing and community facilities, utilities and ground improvements, and land acquisition, \$786,000.

Plattsburgh Air Force Base, Plattsburgh, New York: Housing and community facilities, \$1,491,000.

Portsmouth Air Force Base, Portsmouth, New Hampshire: Operational and training facilities, and housing and community facilities, \$661,000.

Smoky Hill Air Force Base, Salina, Kansas: Operational and training facilities, hospital and medical facilities, administrative facilities, housing and community facilities, utilities and ground improvements, and land acquisition, \$3,882,000.

Travis Air Force Base, Fairfield, California: Operational and training facilities, maintenance facilities, and utilities and ground improvements, \$923,000.

Turner Air Force Base, Albany, Georgia: Operational and training facilities, housing and community facilities, and land acquisition, \$781,000.

Walker Air Force Base, Roswell, New Mexico: Operational and training facilities, supply facilities, and housing and community facilities, \$2,791,000.

Westover Air Force Base, Chicopee Falls, Massachusetts: Operational and training facilities, maintenance facilities, supply facilities, administrative facilities, housing and community facilities, utilities and ground improvements, and land acquisition, \$9,315,000.

Whiteman Air Force Base, Knobnoster, Missouri: Operational and training facilities, maintenance facilities, supply facilities, housing and community facilities, utilities and ground improvements, and land acquisition, \$3,815,000.

TACTICAL AIR COMMAND

Ardmore Air Force Base, Ardmore, Oklahoma: Maintenance facilities, supply facilities, and land acquisition, \$330,000.

Blytheville Air Force Base, Blytheville, Arkansas: Operational and training facilities, and maintenance facilities, \$933,000.

Bunker Hill Air Force Base, Peru, Indiana: Operational and training facilities, maintenance facilities, housing and community facilities, and removal of hazard, \$2,169,000.

Clovis Air Force Base, Clovis, New Mexico: Operational and training facilities, maintenance facilities, housing and community facilities, and relocation of structure, \$4,505,000.

Donaldson Air Force Base, Greenville, South Carolina: Operational and training facilities, \$2,428,000.

England Air Force Base, Alexandria, Louisiana: Operational and training facilities, maintenance facilities, administrative facilities, and housing and community facilities, \$2,919,000.

Foster Air Force Base, Victoria, Texas: Operational and training facilities, maintenance facilities, and utilities and ground improvements, \$952,000.

George Air Force Base, Victorville, California: Operational and training facilities, maintenance facilities, supply facilities, and housing and community facilities, \$3,144,000.

Langley Air Force Base, Hampton, Virginia: Operational and training facilities, and land acquisition, \$2,613,000.

Larson Air Force Base, Moses Lake, Washington: Operational and training facilities, housing and community facilities, utilities and ground improvements, and land acquisition, \$1,111,000.

Myrtle Beach Municipal Airport, Myrtle Beach, South Carolina: Operational and training facilities, maintenance facilities, hospital and medical facilities, and housing and community facilities, \$1,665,000.

Pope Air Force Base, Fort Bragg, North Carolina: Operational and training facilities, maintenance facilities, and land acquisition, \$1,106,000.

Sewart Air Force Base, Smyrna, Tennessee: Operational and training facilities, maintenance facilities, utilities and ground improvements, and land acquisition, \$1,583,000.

Seymour Johnson Air Force Base, Goldsboro, North Carolina: Operational and training facilities, maintenance facilities, supply facilities, hospital and medical facilities, administrative facilities, and housing and community facilities, \$6,637,000.

Shaw Air Force Base, Sumter, South Carolina: Operational and training facilities, maintenance facilities, and housing and community facilities, \$3,805,000.

Wendover Air Force Base, Wendover, Utah: Operational and training facilities, \$67,000.

SPECIAL FACILITIES

Various locations: Research, development and test facilities, administrative facilities, and land acquisition, \$1,240,000.

AIRCRAFT CONTROL AND WARNING SYSTEM

Various locations: Operational and training facilities, maintenance facilities, supply facilities, hospital and medical facilities, administrative facilities, housing, and community facilities, utilities and ground improvements, land acquisition, and family housing, \$80,942,000.

OUTSIDE THE UNITED STATES

ALASKAN AIR COMMAND

Eielson Air Force Base: Operational and training facilities, maintenance facilities, and family housing, \$14,984,000.

Elmendorf Air Force Base: Operational and training facilities, maintenance facilities, supply facilities, housing and community facilities, and utilities and ground improvements, \$5,444,000.

Galena Airfield: Operational and training facilities and supply facilities, \$1,772,000.

King Salmon Airport: Operational and training facilities, \$289,000.

Ladd Air Force Base: Operational and training facilities, supply facilities, and utilities and ground improvements, \$7,055,000.

Various locations: Operational and training facilities, \$6,628,000.

FAR EAST AIR FORCES

Hickam Air Force Base, Honolulu, Hawaii: Operational and training facilities, \$991,000.

Johnston Island Air Force Base, Johnston Island: Operational and training facilities, and housing and community facilities, \$724,000.

Various locations: Operational and training facilities, maintenance facilities, supply facilities, hospital and medical facilities, utilities and ground improvements, land acquisition, and family housing, \$25,969,000.

MILITARY AIR TRANSPORT SERVICE

Various locations: Operational and training facilities, maintenance facilities, supply facilities, housing and community facilities, and utilities and ground improvements, \$55,859,000.

NORTHEAST AIR COMMAND

Various locations: Operational and training facilities, maintenance facilities, supply facilities, hospital and medical facilities, housing and community facilities, utilities and ground improvements, and family housing, \$75,650,000.

STRATEGIC AIR COMMAND

Andersen Air Force Base, Guam: Operational and training facilities, maintenance facilities, supply facilities, housing and community facilities, utilities and ground improvements, and family housing, \$23,980,000.

Harmon Air Force Base, Guam: Land acquisition, \$14,000.

Northwest Air Force Base, Guam: Operational and training facilities, and maintenance facilities, \$229,000.

Ramey Air Force Base, Puerto Rico: Operational and training facilities, maintenance facilities, and land acquisition, \$1,213,000.

UNITED STATES AIR FORCE IN EUROPE

Various locations: Operational and training facilities, maintenance facilities, supply facilities, hospital and medical facilities, administrative facilities, housing and community facilities, utilities and ground improvements, and erection of prefabricated structures, \$114,260,000.

AIRCRAFT CONTROL AND WARNING SYSTEM

Various locations: Operational and training facilities, maintenance facilities, supply facilities, hospital and medical facilities, administrative facilities, housing and community facilities, utilities and ground improvements, and land acquisition, \$70,000,000.

Classified installations and facilities.

SEC. 302. The Secretary of the Air Force may establish or develop: (a) classified military installations and facilities by acquiring, constructing, converting, rehabilitating, or installing permanent or temporary public works, including land acquisition, site preparation, appurtenances, utilities and equipment, in the total amount of \$163,000,000.

Notification to Congressional committees.

(b) Air Force installations and facilities by proceeding with construction made necessary by changes in Air Force missions, new weapons developments, or improved production schedules, if the Secretary of Defense determines that deferral of such construction for inclusion in the next military construction authorization Act would be inconsistent with interests of national security, and in connection therewith to acquire, construct, convert, rehabilitate, or install permanent or temporary public works, including land acquisition, site preparation, appurtenances, utilities, and equipment, in the total amount of \$50,000,000: *Provided*, That the Secretary of the Air Force, or his designee, shall notify the Committees on Armed Services of the Senate and House of Representatives immediately upon reaching a final decision to implement, of the cost of construction of any public work undertaken under this subsection, including those real estate actions pertaining thereto.

63 Stat. 17.

SEC. 303. Section 1 of the Act of March 30, 1949 (ch. 41, 50 U. S. C. 491), is amended by the addition of the following:

"The Secretary of the Air Force is authorized to procure communication services required for the semiautomatic ground environment system. No contract for such services may be for a period of more than ten years from the date communication services are first furnished under such contract. The aggregate contingent liability of the Government under the termination provisions of all contracts authorized hereunder may not exceed a total of \$222,000,000 and no termination payment shall be final until audited and approved by the General Accounting Office which shall have access to such carrier records and accounts as it may deem necessary for the purpose. In procuring such services, the Secretary of the Air Force shall utilize to the fullest extent practicable the facilities and capabilities of communication common carriers, including rural telephone cooperatives, within their respective service areas and for power supply, shall utilize to the fullest extent practicable, the facilities and capabilities of public utilities and rural electric cooperatives within their respective service areas. Negotiations with communication common carriers, including cooperatives, and representation in proceedings involving such carriers before Federal and State regulatory bodies where such negotiations or proceedings involve contracts authorized by this paragraph shall be in accordance with the provisions of section 201 of the Act of June 30, 1949, as amended (40 U. S. C. A. sec. 481)."

63 Stat. 383.

69 Stat. 337.

SEC. 304. (a) Public Law 161, Eighty-fourth Congress, is amended, under the heading "CONTINENTAL UNITED STATES" in section 301, as follows:

Under the subheading "AIR DEFENSE COMMAND"—

(1) with respect to Buckingham Weapons Center, Fort Myers, Florida, strike out "\$11,577,000" and insert in place thereof "\$15,462,000".

(2) with respect to Duluth Municipal Airport, Duluth, Minnesota, strike out "\$1,200,000" and insert in place thereof "\$1,623,000". 69 Stat. 337.

(3) with respect to Grand Forks site, North Dakota, strike out "\$5,822,000" and insert in place thereof "\$7,709,000". 69 Stat. 337.

(4) with respect to Greater Milwaukee area, Wisconsin, airbase to be known as "Richard Bong Air Force Base", strike out "\$16,608,000" and insert in place thereof "\$23,859,000". 69 Stat. 337.

(5) with respect to Greater Pittsburgh Airport, Coraopolis, Pennsylvania, strike out "\$404,000" and insert in place thereof "\$525,000". 69 Stat. 337.

(6) with respect to Hamilton Air Force Base, San Rafael, California, strike out "\$1,501,000" and insert in place thereof "\$2,229,000". 69 Stat. 337.

(7) with respect to Klamath Falls Municipal Airport, Klamath Falls, Oregon, strike out "\$2,042,000" and insert in place thereof "\$2,656,000". 69 Stat. 338.

(8) with respect to McGhee-Tyson Airport, Knoxville, Tennessee, strike out "\$582,000" and insert in place thereof "\$817,000". 69 Stat. 338.

(9) with respect to Minot site, North Dakota, strike out "\$5,339,000" and insert in place thereof "\$6,603,000". 69 Stat. 338.

(10) with respect to Niagara Falls Municipal Airport, Niagara Falls, New York, strike out "\$1,748,000" and insert in place thereof "\$2,575,000". 69 Stat. 338.

(11) with respect to Paine Air Force Base, Everett, Washington, strike out "\$1,039,000" and insert in place thereof "\$1,199,000". 69 Stat. 338.

Under the subheading "AIR MATERIEL COMMAND"—With respect to Searsport Air Force Tank Farm, Searsport, Maine, strike out "\$133,000" and insert in place thereof "\$329,000". 69 Stat. 339.

Under the subheading "AIR TRAINING COMMAND"—

(1) with respect to Ellington Air Force Base, Houston, Texas, strike out "\$2,816,000" and insert in place thereof "\$3,438,000". 69 Stat. 340.

(2) with respect to Greenville Air Force Base, Greenville, Mississippi, strike out "\$349,000" and insert in place thereof "\$500,000". 69 Stat. 340.

(3) with respect to Luke Air Force Base, Phoenix, Arizona, strike out "\$1,557,000" and insert in place thereof "\$1,923,000". 69 Stat. 340.

(4) with respect to Nellis Air Force Base, Las Vegas, Nevada, strike out "\$1,153,000" and insert in place thereof "\$1,837,000". 69 Stat. 340.

(5) with respect to Perrin Air Force Base, Sherman, Texas, strike out "\$956,000" and insert in place thereof "\$1,210,000". 69 Stat. 340.

(6) with respect to Randolph Air Force Base, San Antonio, Texas, strike out "\$549,000" and insert in place thereof "\$730,000". 69 Stat. 341.

(7) with respect to Scott Air Force Base, Belleville, Illinois, strike out "\$1,247,000" and insert in place thereof "\$1,862,000". 69 Stat. 341.

(8) with respect to Tyndall Air Force Base, Panama City, Florida, strike out "\$478,000" and insert in place thereof "\$534,000". 69 Stat. 341.

(9) with respect to Vance Air Force Base, Enid, Oklahoma, strike out "\$871,000" and insert in place thereof "\$1,181,000". 69 Stat. 341.

(10) With respect to Williams Air Force Base, Chandler, Arizona, strike out "\$1,045,000" and insert in place thereof "\$1,215,000". 69 Stat. 341.

(11) With respect to Francis E. Warren Air Force Base, Cheyenne, Wyoming, strike out "\$1,403,000" and insert in place thereof "\$1,746,000". 69 Stat. 340.

Under the subheading "AIR UNIVERSITY"—With respect to Maxwell Air Force Base, Montgomery, Alabama, strike out "\$2,661,000" and insert in place thereof "\$3,031,000". 69 Stat. 341.

Under the subheading "CONTINENTAL AIR COMMAND"—

69 Stat. 341.

(1) with respect to Brooks Air Force Base, San Antonio, Texas, strike out "\$590,000" and insert in place thereof "\$697,000".

69 Stat. 341.

(2) with respect to Dobbins Air Force Base, Marietta, Georgia, strike out "\$758,000" and insert in place thereof "\$859,000".

69 Stat. 341.

Under the subheading "MILITARY AIR TRANSPORT SERVICE"—With respect to Charleston Air Force Base, Charleston, South Carolina, strike out "\$4,032,000" and insert in place thereof "\$5,306,000".

69 Stat. 342.

Under the subheading "RESEARCH AND DEVELOPMENT COMMAND"—

(1) with respect to Edwards Air Force Base, Muroc, California, strike out "\$12,429,000" and insert in place thereof "\$13,299,000".

69 Stat. 342.

(2) with respect to Hartford Research Facility, Hartford, Connecticut, strike out "\$22,375,000" and insert in place thereof "\$25,780,000".

69 Stat. 342.

(3) with respect to Holloman Air Force Base, Alamogordo, New Mexico, strike out "\$4,965,000" and insert in place thereof "\$5,637,000".

Under the subheading "STRATEGIC AIR COMMAND"—

69 Stat. 342.

(1) with respect to Abilene Air Force Base, Abilene, Texas, strike out "\$4,214,000" and insert in place thereof "\$4,656,000".

69 Stat. 343.

(2) with respect to Ellsworth Air Force Base, Rapid City, South Dakota, strike out "\$12,380,000" and insert in place thereof "\$15,186,000".

69 Stat. 343.

(3) with respect to Forbes Air Force Base, Topeka, Kansas, strike out "\$4,753,000" and insert in place thereof "\$5,885,000".

69 Stat. 343.

(4) with respect to Great Falls Air Force Base, Great Falls, Montana, strike out "\$5,435,000" and insert in place thereof "\$6,713,000".

69 Stat. 343.

(5) with respect to Hunter Air Force Base, Savannah, Georgia, strike out "\$4,115,000" and insert in place thereof "\$4,951,000".

69 Stat. 344.

(6) with respect to Pinecastle Air Force Base, Orlando, Florida, strike out "\$4,118,000" and insert in place thereof "\$5,599,000".

69 Stat. 345.

Under the subheading "TACTICAL AIR COMMAND"—With respect to Larson Air Force Base, Moses Lake, Washington, strike out "\$3,574,000" and insert in place thereof "\$4,724,000".

69 Stat. 346.

Under the subheading "AIRCRAFT CONTROL AND WARNING SYSTEM"—With respect to "Various locations" strike out "\$100,382,000" and insert in place thereof "\$120,382,000".

(b) Public Law 161, Eighty-fourth Congress, is amended under the heading "OUTSIDE CONTINENTAL UNITED STATES" in section 301, as follows:

69 Stat. 346.

(1) With respect to Kenai Airfield under the subheading "ALASKAN AIR COMMAND" strike out "\$356,000" and insert in place thereof "\$2,247,000".

69 Stat. 350.
Ante, p. 57.

(c) Public Law 161, Eighty-fourth Congress, as amended, is amended by striking out in clause (3) of section 502 the amounts "\$743,989,000", "\$530,563,000" and "\$1,279,902,000" and inserting in place thereof "\$801,256,000", "\$532,454,000" and "\$1,339,060,000", respectively.

68 Stat. 549.

(d) Public Law 534, Eighty-third Congress, is amended, under the heading "CONTINENTAL UNITED STATES" in section 301, as follows: Under the subheading "AIR DEFENSE COMMAND" with respect to Klamath Falls Airport, Klamath Falls, Oregon, strike out "\$4,133,000" and insert in place thereof "\$5,077,000".

69 Stat. 349.

(e) Public Law 534, Eighty-third Congress, as amended, is amended by striking out in clause (3) of section 502 the amounts "\$405,176,000" and "\$415,005,000" and inserting in place thereof "\$406,120,000" and "\$415,949,000", respectively.

TITLE IV

GENERAL PROVISIONS

SEC. 401. The Secretary of each military department may proceed to establish or develop installations and facilities under this Act without regard to sections 1136, 3648, and 3734 of the Revised Statutes, as amended. The authority to place permanent or temporary improvements on land includes authority for surveys, administration, overhead, planning and supervision incident to construction. That authority may be exercised before title to the land is approved under section 355 of the Revised Statutes, as amended, and even though the land is held temporarily. The authority to provide family housing includes authority to acquire such land as the Secretary concerned determines, with the approval of the Secretary of Defense, to be necessary in connection with that housing. The authority to acquire real estate or land includes authority to make surveys and to acquire land, and interests in land (including temporary use), by gift, purchase, exchange of Government-owned land, or otherwise.

Land improve-
ments, etc.10 USC 1339; 31
USC 529; 40 USC
259, 267.33 USC 733 and
note.

SEC. 402. There are authorized to be appropriated such sums as may be necessary for the purposes of this Act, but appropriations for public works projects authorized by titles I, II, and III shall not exceed—

Appropriations.

(1) for title I: Inside the United States, \$86,916,000; outside the United States, \$35,763,000; section 102, \$200,783,000; or a total of \$323,462,000.

(2) for title II: Inside the United States, \$292,572,000; outside the United States, \$61,625,000; section 203, \$84,043,000, or a total of \$438,240,000; and

(3) for title III: Inside the United States, \$742,873,000; outside the United States, \$405,061,000; section 302 (a), \$163,000,000; section 302 (b), \$50,000,000 or a total of \$1,360,934,000.

SEC. 403. Any of the amounts named in title I, II, or III of this Act may, in the discretion of the Secretary concerned, be increased by 5 per centum for projects inside the United States and by 10 per centum for projects outside the United States. However, the total cost of all projects in each such title may not be more than the total amount authorized to be appropriated for projects in that title.

Cost variations.

SEC. 404. Whenever—

(1) the President determines that compliance with section 4 (c) of the Armed Services Procurement Act of 1947 (41 U. S. C. 153 (c)) for contracts made under this Act for the establishment or development of military installations and facilities in foreign countries would interfere with the carrying out of this Act; and

Contracts.

65 Stat. 700.

(2) the Secretary of Defense and the Comptroller General have agreed upon alternative methods for adequately auditing those contracts;

the President may exempt those contracts from the requirements of that section.

Contracts.

SEC. 405. Contracts made by the United States under this Act shall be awarded, insofar as practicable, on a competitive basis to the lowest responsible bidder, if the national security will not be impaired and the award is consistent with the Armed Services Procurement Act of 1947 (41 U. S. C. 153 et seq.).

62 Stat. 21.

Acquisition of
land.

SEC. 406. The Secretaries of the military departments may acquire land, and interests in land, not exceeding \$5,000 in cost (exclusive of administrative costs and deficiency judgment awards), which the Secretary concerned determines to be urgently required in the interests of national defense. The authority under this section may not, how-

Restoration of
damaged facili-
ties.

ever, be used to acquire more than one parcel of land unless the parcels are noncontiguous or, if contiguous, do not exceed \$5,000 in total cost.

SEC. 407. The Secretaries of the military departments may, with the approval of the Secretary of Defense and following notification of the Armed Services Committees of the Senate and House of Representatives, acquire, construct, rehabilitate, or install permanent or temporary public works, including site preparation, appurtenances, utilities, and equipment, to restore or replace facilities damaged or destroyed.

Additional proj-
ects.
Cost limitation.

SEC. 408. (a) Under such regulations as may be prescribed by the Secretary of Defense, the Secretaries of the military departments may expend out of appropriations available for military construction such amounts as may be required for the establishment and development of military installations and facilities by acquiring, constructing (except family quarters), converting, extending, or installing permanent or temporary public works determined to be urgently required, including site preparation, appurtenances, utilities, and equipment, for projects not otherwise authorized by law when the cost of the project is not in excess of \$200,000, subject to the following limitations:

(1) No such project, the cost of which is in excess of \$50,000, shall be authorized unless approved in advance by the Secretary of Defense.

(2) No such project, the cost of which is in excess of \$25,000 shall be authorized unless approved in advance by the Secretary of the military department concerned.

(3) Not more than one allotment may be made for any project authorized under this section.

(4) The cost of conversion of existing structures to family quarters may not exceed \$50,000 in any fiscal year at any single facility.

(b) The Secretaries of the military departments may expend out of appropriations available for maintenance and operation amounts necessary to accomplish a project which, except for the fact that its cost does not exceed \$25,000, would otherwise be authorized to be accomplished under subsection (a).

Report to Con-
gressional commit-
tees.

(c) The Secretary of each department shall report in detail semi-annually to the Armed Services Committees of the Senate and the House of Representatives with respect to the exercise of the authorities granted by this section.

(d) Section 26 of the Act of August 2, 1946 (60 Stat. 853, 856; 34 U. S. C. 559), is repealed.

Housing.
Chairman, Joint
Chiefs of Staff.

SEC. 409. (a) The Secretary of Defense, acting through the Secretary of a military department, may provide family housing at Fort McNair, District of Columbia, for the Chairman of the Joint Chiefs of Staff by the construction or rehabilitation of one set of family housing, and special communication facilities, without regard to the second proviso of section 3 of the Act of June 12, 1948 (62 Stat. 375, 379), or section 3 of the Act of June 16, 1948 (62 Stat. 459, 462).

5 USC 626p.
34 USC 911b-
911d.

(b) Appropriations not to exceed \$180,000 (\$100,000 for the family housing unit and \$80,000 for special communication facilities) available to the military departments for military construction may be utilized for the purposes of this section without regard to the limitations on the cost of family housing otherwise prescribed by law.

Authorization
repeals and ex-
ceptions.

SEC. 410. As of July 1, 1957, all authorizations for military public works to be accomplished by the Secretary of a military department in connection with the establishment or development of military installations and facilities, and all authorizations for appropriations therefor, that are contained in Acts enacted before July 15, 1952, and not superseded or otherwise modified by a later authorization are repealed, except—

(1) authorizations for public works and for appropriations therefor that are set forth in those Acts in the titles that contain the general provisions;

(2) the authorization for public works projects as to which appropriated funds have been obligated for construction contracts in whole or in part before July 1, 1957, and authorizations for appropriations therefor;

(3) the authorization for the rental guaranty for family housing in the amount of \$100,000,000 that is contained in section 302 of Public Law 534, Eighty-second Congress;

(4) the authorizations for public works and the appropriation of funds that are contained in the National Defense Facilities Act of 1950, as amended (50 U. S. C. 881 et seq.); and

(5) the authorization for the development of the Line of Communications, France, in the amount of \$82,000,000, that is contained in title I, section 102 of Public Law 534, Eighty-second Congress.

SEC. 411. (a) The first paragraph of section 407 of the Act of September 1, 1954 (68 Stat. 1119), as amended, is further amended to read as follows:

"In addition to family housing and community facilities otherwise authorized to be constructed or acquired by the Department of Defense, the Secretary of Defense is authorized, subject to the approval of the Director of the Bureau of the Budget, to construct, or acquire by lease or otherwise, family housing for occupancy as public quarters, and community facilities, in foreign countries through housing and community facilities projects which utilize foreign currencies to a value not to exceed \$250,000,000 acquired pursuant to the provisions of the Agricultural Trade Development and Assistance Act of 1954 (68 Stat. 454) or through other commodity transactions of the Commodity Credit Corporation."

(b) There are authorized to be appropriated to the Secretaries of the military departments such amounts other than foreign currencies as are necessary for the construction, or acquisition by lease or otherwise, of family housing and community facilities projects in foreign countries that are authorized by section 407 of the Act of September 1, 1954 (68 Stat. 1119), as amended, but the amount so appropriated for any such project may not be more than 25 per centum of the total cost of that project.

SEC. 412. Section 515 of the Act of July 15, 1955 (69 Stat. 324, 352) is amended to read as follows:

"SEC. 515. During the fiscal years 1956, 1957, and 1958 the Secretaries of the Army, Navy, and Air Force, respectively, are authorized to lease housing facilities at or near military tactical installations for assignment as public quarters to military personnel and their dependents, if any, without rental charge upon a determination by the Secretary of Defense or his designee that there is a lack of adequate housing facilities at or near such military tactical installations. Such housing facilities shall be leased on a family or individual unit basis and not more than three thousand of such units may be so leased at any one time. Expenditures for the rental for such housing facilities may be made out of appropriations available for maintenance and operation but may not exceed \$150 a month for any such unit."

SEC. 413. (a) The net floor limitations prescribed by section 3 of the Act of June 12, 1948 (5 U. S. C. 626p) do not apply to forty-seven units of the housing authorized to be constructed at the United States Air Force Academy by the Act of April 1, 1954 (68 Stat. 47). The net floor area limitations for those forty-seven units are as follows: five thousand square feet for one unit for the Superintendent; three

66 Stat. 302.

64 Stat. 829.

66 Stat. 609.

68 Stat. 1125.
5 USC 1712-1.

Housing in foreign countries.

7 USC 691 note.

Limitation.

5 USC 1712-1.

Leases without rental charge.

Limitation.

Air Force Academy.
62 Stat. 379.

10 USC 1852.

thousand square feet for each of two units for deans; and one thousand seven hundred and fifty square feet for each of forty-four units for department heads.

10 USC 1857.

(b) The last sentence of section 9 of the Air Force Academy Act (68 Stat. 49) is amended by striking out "\$1,000,000" and inserting in place thereof "\$1,858,000".

64 Stat. 830.

SEC. 414. Section 3 of the National Defense Facilities Act of 1950, as amended (50 U. S. C. 882), is further amended by striking out clause (a) and inserting in place thereof the following:

"(a) acquire by purchase, lease, or transfer, construct, expand, rehabilitate, convert, and equip such facilities as he shall determine to be necessary to effectuate the purposes of this Act, except that expenditures for the leasing of property for such purposes may be made from appropriations otherwise available for the payment of rentals and without regard to the monetary limitation otherwise imposed by this section;"

12 USC 1748.

SEC. 415. To the extent that housing is to be constructed at a military installation under title IV of the Housing Amendments of 1955 (69 Stat. 635, 646), any outstanding authority under the Act of September 1, 1954 (68 Stat. 1119), the Act of July 15, 1955 (69 Stat. 324), and this Act to provide housing at that installation may be exercised at other military installations of the department concerned.

Liquid fuels.
Contract for
storage, etc.

SEC. 416. The Secretaries of the military departments are authorized to contract for the storage, handling, and distribution of liquid fuels for periods not exceeding five years, with option to renew for additional periods not exceeding five years, for a total not to exceed twenty years. This authority is limited to facilities which conform to the criteria prescribed by the Secretary of Defense for protection, including dispersal, and also are included in a program approved by the Secretary of Defense for the protection of petroleum facilities. Such contracts may provide that the Government at the expiration or termination thereof shall have the option to purchase the facility under contract without regard to sections 1136, 3648, and 3734 of the Revised Statutes, as amended, and prior to approval of title to the underlying land by the Attorney General: *Provided further*, That the Secretaries of the military departments shall report to the Armed Services Committees of the Senate and the House of Representatives with respect to the names of the contractors and the terms of the contracts, the reports to be furnished at times and in such form as may be agreed upon between the Secretaries of the military departments and the Committees on Armed Services.

Five-year lease
limitation.

SEC. 417. That, notwithstanding any other law, the Secretary of a military department may lease, for terms of not more than five years, off-base structures including real property relating thereto, in foreign countries, needed for military purposes.

Type of con-
struction.

SEC. 418. In the design of family housing or any other repetitive type buildings in the continental United States authorized by this Act, the military departments may, to the extent deemed practicable, use the principle of modular design in order that the facility may be built by conventional construction, on-site fabrication, or factory fabrication.

Restriction.

SEC. 419. Notwithstanding any other provisions of this Act or of any other provision of law except a provision of law hereafter enacted expressly in limitation hereof, no contract shall be entered into by the United States for the construction or acquisition of family housing units by or for the use of military or civilian personnel of any of the military services unless—

(1) the Secretary of Defense has submitted to the Armed Services Committees of the Senate and of the House of Representatives a written report stating the intent to construct or acquire such units, certifying that the number of units to be constructed or acquired is consistent with the long range troop strength to be stationed at the location of such units, and showing the location, number, and estimated cost of such housing units, and the existing housing at such location; and

Report to Congressional committees.

(2) (a) a one hundred and eighty-day period has elapsed since the submission of such report, or (b) the committees have advised the Secretary of Defense, in writing, that there are no further questions to be asked concerning the project contemplated in such contract.

SEC. 420. The first two sentences of section 404 of the Housing Amendments of 1955 are amended to read as follows: "Whenever the Secretary of Defense or his designee deems it necessary for the purpose of this title, he may acquire by purchase, donation, condemnation, or other means of transfer, any land or (with the approval of the Federal Housing Commissioner) any housing financed with mortgages insured under the provisions of title VIII of the National Housing Act as in effect prior to the enactment of the Housing Amendments of 1955. The purchase price of any such housing shall not exceed the Federal Housing Administration Commissioner's estimate of the replacement cost of such housing and related property (not including the value of any improvements installed or constructed with appropriated funds) as of the date of final endorsement for mortgage insurance reduced by an appropriate allowance for physical depreciation, as determined by the Secretary of Defense or his designee upon the advice of the Commissioner: *Provided*, That in any case where the Secretary or his designee acquires a project held by the Commissioner, the price paid shall not exceed the face value of the debentures (plus accrued interest thereon) which the Commissioner issued in acquiring such project."

69 Stat. 652.
42 USC 1594a.

Ante, p. 273.

SEC. 421. None of the authority contained in titles I, II, and III of this Act shall be deemed to authorize any building construction project within the continental United States at an average nationwide unit cost in excess of—

Cost limitation.
Ante, pp. 991,
994, 1002.

- (a) \$22 per square foot for cold-storage warehousing;
- (b) \$6 per square foot for regular warehousing;
- (c) \$1,850 per man for permanent barracks;
- (d) \$6,500 per man for bachelor officer quarters,

unless the Secretary of Defense determines that, because of special circumstances, application to such project of the limitation on unit costs contained in this section is impracticable.

SEC. 422. None of the authorization contained in section 101 of this Act for the construction of three-hundred-and-twenty-six-man barracks with mess shall be used to provide, with respect to any such barracks, for mess facilities other than a single, consolidated mess.

Army.
Mess facilities.

Approved August 3, 1956.

Public Law 969

CHAPTER 940

AN ACT

To amend the Veterans Regulations to provide additional compensation for veterans having the service-incurred disability of loss or loss of use of both buttocks.

August 3, 1956
[H. R. 2845]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subparagraphs

(k) of paragraph II, part I, Veterans Regulation Numbered 1 (a), as amended, is hereby amended by inserting after the words "or one hand" each place they appear therein the following: ", or both buttocks".

Effective date. SEC. 2. This Act shall become effective on the first day of the second month following the date of its enactment.

Approved August 3, 1956.

Public Law 970

CHAPTER 941

August 3, 1956
[H. R. 5274]

AN ACT

Extending to Alaska, Hawaii, the Commonwealth of Puerto Rico, the Virgin Islands, and the District of Columbia the power to enter into certain interstate compacts relating to the enforcement of the criminal laws and policies of the States.

63 Stat. 107.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 111 of title 4 of the United States Code is amended by inserting "(a)" before "The consent of Congress" and by adding at the end thereof the following new subsection:

"(b) For the purpose of this section, the term 'States' means the several States and Alaska, Hawaii, the Commonwealth of Puerto Rico, the Virgin Islands, and the District of Columbia."

Approved August 3, 1956.

Public Law 971

CHAPTER 942

August 3, 1956
[H. R. 7855]

AN ACT

To amend the Federal Property and Administrative Services Act of 1949, as amended, to extend until July 31, 1958, the period during which disposals of surplus property may be made by negotiation.

Surplus property
disposal.
68 Stat. 474.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 203 (e) of the Federal Property and Administrative Services Act of 1949, as amended (40 U. S. C. 484 (e)), is amended by striking out "June 30, 1955" and inserting in lieu thereof "July 31, 1958".

Approved August 3, 1956.

Public Law 972

CHAPTER 943

August 3, 1956
[H. R. 11548]

AN ACT

To provide for the establishment of a new fish hatchery in the vicinity of Paint Bank, Virginia.

Paint Bank, Va.
Fish hatchery.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized and directed to construct, equip, maintain, and operate a new fish hatchery in the vicinity of Paint Bank, Virginia.

Appropriation.

SEC. 2. There are hereby authorized to be appropriated such sums as may be necessary to carry out this Act.

Approved August 3, 1956.

Public Law 973

CHAPTER 944

AN ACT

To amend title 28, United States Code, to provide for the payment of annuities to widows and dependent children of judges.

August 3, 1956
[H. R. 11124]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) item 375 in the analysis of chapter 17 of title 28, United States Code, immediately preceding section 371, is amended and a new item 376 is inserted immediately thereunder, to read as follows:

Widows and children of judges.
Annuities.

"375. Annuities to widows of justices.

"376. Annuities to widows and surviving dependent children of judges."

(b) The catchline to section 375 of title 28, United States Code, is amended to read as follows:

"§ 375. Annuities to widows of justices".

SEC. 2. Chapter 17 of title 28, United States Code, is amended by inserting at the end thereof, immediately following section 375, a new section reading as follows:

62 Stat. 903.

"§ 376. Annuities to widows and surviving dependent children of judges

"(a) Any judge of the United States may by written election filed with the Director of the Administrative Office of the United States Courts within six months after the date on which he takes office (or within six months after the enactment of this section) bring himself within the purview of this section.

"(b) There shall be deducted and withheld from the salary of each judge electing to bring himself within the purview of this section a sum equal to 3 per centum of such judge's salary, including salary paid after retirement from regular active service under section 371 (b) or 372 (a) of this title or after retirement from office by resignation on salary under section 371 (a) of this title. The amounts so deducted and withheld from the salary of each such judge shall, in accordance with such procedure as may be prescribed by the Comptroller General of the United States, be deposited in the Treasury of the United States to the credit of a fund to be known as the 'judicial survivors annuity fund' and said fund is appropriated for the payment of annuities, refunds and allowances as provided by this section. Every judge who elects to bring himself within the purview of this section shall be deemed thereby to consent and agree to the deductions from his salary as provided in this subsection, and payment less such deductions shall be a full and complete discharge and acquittance of all claims and demands whatsoever for all judicial services rendered by such judge during the period covered by such payment, except the right to the benefits to which he or his survivors shall be entitled under the provisions of this section.

Withholding deduction.

"(c) Each judge who has elected to bring himself within the purview of this section shall deposit, with interest at 4 per centum per annum to December 31, 1947, and 3 per centum per annum thereafter, compounded on December 31 of each year, to the credit of the judicial survivors annuity fund created by this section a sum equal to 3 per centum of his salary received for service as a judge of the United States (including salary received after retirement from regular active service under section 371 (b) or 372 (a) of this title and salary received after retirement from office by resignation on salary under section 371 (a) of this title), and of his basic salary, pay, or compensation for service as a Senator, Representative, Delegate or Resident Commissioner in Congress and for any other civilian service within the purview of

Deposits in fund.

section 707 of title 5. Such interest shall not be required for any period during which the judge was separated from all such service and was not receiving salary under section 371 (a) or 373 of this title. Each judge may elect to make such deposits in installments during the continuance of his judicial service in such amounts and under such conditions as may be determined in each instance by the Director of the Administrative Office of the United States Courts. Notwithstanding the failure of a judge to make such deposit, credit shall be allowed for the service rendered, but the annuity of the widow of such judge shall be reduced by an amount equal to 10 per centum of the amount of such deposit, computed as of the date of the death of such judge, unless such widow shall elect to eliminate such service entirely from credit under subsection (o) of this section: *Provided*, That no deposit shall be required from a judge for any service rendered prior to August 1, 1920, or for any honorable service in the Army, Navy, Air Force, Marine Corps, or Coast Guard of the United States.

Investments.

“(d) The Secretary of the Treasury shall invest from time to time, in interest-bearing securities of the United States or Federal farm loan bonds, such portions of the judicial survivors annuity fund as in his judgment may not be immediately required for the payment of annuities, refunds and allowances as provided in this section. The income derived from such investments shall constitute a part of said fund for the purpose of paying annuities and of carrying out the provisions of subsections (f), (g), (i), and (j) of this section.

Credits to individual accounts.

“(e) The amount deposited by or deducted and withheld from the salary of each judge electing to bring himself within the purview of this section for credit to the judicial survivors annuity fund created by this section covering service from and after August 1, 1920, shall be credited to an individual account of such judge.

Refund.

“(f) If any judge who has elected to bring himself within the purview of this section resigns from office otherwise than on salary under section 371 (a) of this title, the amount credited to his individual account, together with interest at 4 per centum per annum to December 31, 1947, and 3 per centum per annum, thereafter, compounded on December 31st of each year, to the date of his relinquishment of office, shall be returned to him.

Payment to widow and children.

“(g) In case any judge who has elected to bring himself within the purview of this section shall die while in office (whether in regular active service or retired from such service under section 371 (b) or 372 (a) of this title), or after retirement from office by resignation on salary under section 371 (a) of this title, after having rendered at least five years of civilian service computed as prescribed in subsection (o) of this section, for the last five years of which the salary deductions provided for by subsection (b) of this section or the deposits required by subsection (c) of this section have actually been made—

“(1) if such judge is survived by a widow but not by a dependent child, there shall be paid to such widow an annuity beginning with the day of the death of the judge or following the widow's attainment of the age of fifty years, whichever is the later, in an amount computed as provided in subsection (n) of this section; or

“(2) if such judge is survived by a widow and a dependent child or children, there shall be paid to such widow an immediate annuity in an amount computed as provided in subsection (n) of this section, and there shall also be paid to or on behalf of each such child an immediate annuity equal to one-half the amount of the annuity of such widow, but not to exceed \$900 per year divided

by the number of such children or \$360 per year, whichever is lesser; or

"(3) if such judge leaves no surviving widow or widower but leaves a surviving dependent child or children, there shall be paid to or on behalf of each such child an immediate annuity equal to the amount of the annuity to which such widow would have been entitled under paragraph (2) of this subsection had she survived, but not to exceed \$480 per year.

"The annuity payable to a widow under this subsection shall be terminable upon her death or remarriage. The annuity payable to a child under this subsection shall be terminable upon (A) his attaining the age of eighteen years, (B) his marriage, or (C) his death, whichever first occurs, except that if such child is incapable of self-support by reason of mental or physical disability his annuity shall be terminable only upon death, marriage, or recovery from such disability. In case of the death of a widow of a judge leaving a dependent child or children of the judge surviving her the annuity of such child or children shall be recomputed and paid as provided in paragraph (3) of this subsection. In any case in which the annuity of a dependent child, under this subsection, is terminated, the annuities of any remaining dependent child or children, based upon the service of the same judge, shall be recomputed and paid as though the child whose annuity was so terminated had not survived such judge.

Termination of annuity.

"(h) As used in this section—

"(1) The term 'widow' means a surviving wife of an individual, who either (A) shall have been married to such individual for at least two years immediately preceding his death or (B) is the mother of issue by such marriage, and who has not remarried.

"Widow".

"(2) The term 'dependent child' means an unmarried child, including a dependent stepchild or an adopted child, who is under the age of eighteen years or who because of physical or mental disability is incapable of self-support.

"Dependent child."

"Questions of dependency and disability arising under this section shall be determined by the Director of the Administrative Office of the United States Courts subject to review only by the Judicial Conference of the United States the decision of which shall be final and conclusive. The Director may order or direct at any time such medical or other examinations as he shall deem necessary to determine the facts relative to the nature and degree of disability of any dependent child who is an annuitant or applicant for annuity under this section, and may suspend or deny any such annuity for failure to submit to any examination.

Determination of dependency and disability.

"(i) In any case in which (1) a judge who has elected to bring himself within the purview of this section shall die while in office (whether in regular active service or retired from such service under section 371 (b) or 372 (a) of this title), or after retirement from office by resignation on salary under section 371 (a) of this title, before having rendered five years of civilian service computed as prescribed in subsection (o) of this section, or after having rendered five years of such civilian service but without a survivor or survivors entitled to annuity benefits provided by subsection (g) of this section, or (2) the right of all persons entitled to annuity under subsection (g) of this section based on the service of such judge shall terminate before a valid claim therefor shall have been established, the total amount credited to the individual account of such judge, with interest at 4 per centum per annum to December 31, 1947, and 3 per centum per annum, thereafter, compounded on December 31st of each year, to the date of the death of such judge, shall be paid, upon the establishment of a valid claim therefor, to the person or persons surviving at the

Payment to certain survivors.

date title to the payment arises, in the following order of precedence, and such payment shall be a bar to recovery by any other person:

"First, to the beneficiary or beneficiaries whom the judge may have designated by a writing received by the Administrative Office of the United States Courts prior to his death;

"Second, if there be no such beneficiary, to the widow of such judge;

"Third, if none of the above, to the child or children of such judge and the descendants of any deceased children by representation;

"Fourth, if none of the above, to the parents of such judge or the survivor of them;

"Fifth, if none of the above, to the duly appointed executor or administrator of the estate of such judge;

"Sixth, if none of the above, to such other next of kin of such judge as may be determined by the Director of the Administrative Office of the United States Courts to be entitled under the laws of the domicile of such judge at the time of his death.

"Determination as to the widow or child of a judge for the purposes of this subsection shall be made by the Director of the Administrative Office of the United States Courts without regard to the definition of these terms stated in subsection (h) of this section.

Order of precedence of payments.

"(j) In any case in which the annuities of all persons entitled to annuity based upon the service of a judge shall terminate before the aggregate amount of annuity paid equals the total amount credited to the individual account of such judge, with interest at 4 per centum per annum to December 31, 1947, and 3 per centum per annum thereafter, compounded on December 31st of each year, to the date of the death of such judge, the difference shall be paid, upon establishment of a valid claim therefor, in the order of precedence prescribed in subsection (i) of this section.

"(k) Any accrued annuity remaining unpaid upon the termination (other than by death) of the annuity of any person based upon the service of a judge shall be paid to such person. Any accrued annuity remaining unpaid upon the death of any person receiving annuity based upon the service of a judge shall be paid, upon the establishment of a valid claim therefor, in the following order of precedence:

"First, to the duly appointed executor or administrator of the estate of such person;

"Second, if there is no such executor or administrator payment may be made, after the expiration of thirty days from the date of the death of such person, to such individual or individuals as may appear in the judgment of the Director of the Administrative Office of the United States Courts to be legally entitled thereto, and such payment shall be a bar to recovery by any other individual.

Payment to guardian, etc.

"(l) Where any payment under this section is to be made to a minor, or to a person mentally incompetent or under other legal disability adjudged by a court of competent jurisdiction, such payment may be made to the person who is constituted guardian or other fiduciary by the law of the State of residence of such claimant or is otherwise legally vested with the care of the claimant or his estate. Where no guardian or other fiduciary of the person under legal disability has been appointed under the laws of the State of residence of the claimant, the Director of the Administrative Office of the United States Courts shall determine the person who is otherwise legally vested with the care of the claimant or his estate.

Payment in monthly installments, etc.

"(m) Annuities granted under the terms of this section shall accrue monthly and shall be due and payable in monthly installments on the first business day of the month following the month or other period for which the annuity shall have accrued. None of the moneys mentioned in this section shall be assignable, either in law or in equity,

or subject to execution, levy, attachment, garnishment, or other legal process.

“(n) The annuity of the widow of a judge who has elected to bring himself within the purview of this section shall be an amount equal to the sum of (1) $1\frac{1}{4}$ per centum of the average annual salary received by such judge for judicial service and any other prior allowable service during the last five years of such service prior to his death, or retirement from office by resignation on salary under section 371 (a) of this title, multiplied by the sum of his years of judicial service, his years of prior allowable service as a Senator, Representative, Delegate, or Resident Commissioner in Congress, his years of prior allowable service performed as a member of the Armed Forces of the United States, and his years, not exceeding fifteen, of prior allowable service performed as an employee described in section 698 (g) of title 5, and (2) $\frac{3}{4}$ of 1 per centum of such average annual salary multiplied by his years of any other prior allowable service, but such annuity shall not exceed $37\frac{1}{2}$ per centum of such average annual salary and shall be further reduced in accordance with subsection (c) of this section, if applicable.

Computation of annuity.

68 Stat. 21.

“(o) Subject to the provisions of subsection (c) of this section, the years of service of a judge which are allowable as the basis for calculating the amount of the annuity of his widow shall include his years of service as a judge of the United States (whether in regular active service or retired from such service under section 371 (b) or 372 (a) of this title), his years of service as a Senator, Representative, Delegate, or Resident Commissioner in Congress, his years of active service as a member of the Armed Forces of the United States not exceeding five years in the aggregate and not including any such service for which credit is allowed for the purposes of retirement or retired pay under any other provision of law, and his years of any other civilian service within the purview of section 707 of title 5.

“(p) Nothing contained in this section shall be construed to prevent a widow eligible therefor from simultaneously receiving an annuity under this section and any annuity to which she would otherwise be entitled under any other law without regard to this section, but in computing such other annuity service used in the computation of her annuity under this section shall not be credited.

Receipt of other annuities.

“(q) The judges of the District Court for the Territory of Alaska, the United States District Court for the District of the Canal Zone, the District Court of Guam and the District Court of the Virgin Islands and judges of the United States, as defined in section 451 of this title, who are entitled to hold office only for a term of years shall be deemed judges of the United States for the purposes of this section and shall be entitled to bring themselves within the purview of this section by filing an election as provided in subsection (a) of this section within the time therein specified. In the case of such judges the phrase ‘retirement from office by resignation on salary under section 371 (a) of this title’ as used in subsections (b), (c), (g), (i) and (n) of this section shall mean ‘retirement from office by resignation on salary under section 373 of this title or by removal or failure of reappointment after not less than ten years judicial service’, and the phrase ‘resigns from office otherwise than on salary under section 371 (a) of this title’ as used in subsection (f) of this section shall mean ‘resigns from office otherwise than on salary under section 373 of this title or is removed or fails of reappointment after less than ten years judicial service’.”

SEC. 3. Paragraph (7) of subsection (a) of section 604 of title 28, United States Code, is amended to read as follows:

"(7) Regulate and pay annuities to widows and surviving dependent children of judges and necessary travel and subsistence expenses incurred by judges, court officers and employees, and officers and employees of the Administrative Office, while absent from their official stations on official business."

SEC. 4. The first paragraph of section 605 of title 28, United States Code, is amended to read as follows:

Annual esti-
mates.

"The Director, under the supervision of the Judicial Conference of the United States, shall submit to the Bureau of the Budget annual estimates of the expenditures and appropriations necessary for the maintenance and operation of the courts and the Administrative Office and the operation of the judicial survivors annuity fund, and such supplemental and deficiency estimates as may be required from time to time for the same purposes, according to law. The Director shall cause periodic examinations of the judicial survivors annuity fund to be made by an actuary, who may be an actuary employed by another department of the Government temporarily assigned for the purpose, and whose findings and recommendations shall be transmitted by the Director to the Judicial Conference."

Periodic exami-
nations.

Appropriations.

SEC. 5. Funds necessary to carry out the provisions of this Act may be appropriated out of any money in the Treasury not otherwise appropriated.

SEC. 6. A judge who resigned prior to the date of enactment of this Act and who on that date is receiving salary under section 371 (a) of title 28, United States Code, or who resigned, was removed or failed of reappointment prior to the date of enactment of this Act and who on that date is receiving salary under section 373 of title 28, United States Code, shall be considered a judge within the meaning of section 376 of title 28, United States Code, as added by section 2 of this Act, and as such shall be entitled within six months after the date of enactment of this Act to make the election authorized by and to receive the benefits of that section. A judge who retired from regular active service under section 260 of the Judicial Code of 1911 or the Act of August 5, 1939, chapter 433, and who is living on the date of enactment of this Act shall be deemed for the purposes of this Act to have retired from regular active service under section 371 (b) or 372 (a), as the case may be, of title 28, United States Code.

53 Stat. 1204.

Prior death of
judge.
Payment of an-
nuity to widow.

SEC. 7. In the case of a living widow of a judge of the United States as defined in section 451 of title 28, United States Code, who died prior to the date of enactment of this Act, an annuity shall be paid as provided in section 376 of title 28, United States Code, as added by section 2 of this Act, as if such judge had died on such date and had elected to bring himself within the purview of such section 376, but had not made the deposit provided for by subsection (c) of the said section: *Provided*, (a) That such widow has not remarried; and (b) that the amount of such annuity and the reduction therein because of such deposit not having been made shall be computed on the basis of the actual length of judicial and other allowable service of such judge: *And provided further*, That notwithstanding the provisions of subsection (g) of such section 376 such annuity shall be payable even though such judge had not rendered five years of civilian service prior to his death. In the case of a judge of the United States as defined in section 451 of title 28, United States Code, who dies within 6 months after the date of enactment of this Act after having rendered at least 5 years of civilian service computed as prescribed in subsection (o) of section 376 of title 28, United States Code, as added by section 2 of this Act, but without having made an election as provided in such section

376 to bring himself within the purview of that section, an annuity shall be paid to his widow and surviving dependent children as provided in such section 376 as if such judge had elected on the day of his death to bring himself within the purview of such section 376 but had not made the deposit provided for by subsection (c) of the said section. An annuity shall be payable under this section computed on the basis of the actual length of judicial and other allowable service of the judge and subject to the reduction required by subsection (c) of such section 376 even though no deposit has been made, as required by subsection (g) of such section 376, with respect to any of such service.

Approved August 3, 1956.

Public Law 974

CHAPTER 945

JOINT RESOLUTION

To suspend the application of certain Federal laws with respect to personnel employed by the House Committee on Ways and Means in connection with the investigations ordered by H. Res. 331 and H. Res. 606, Eighty-fourth Congress.

August 3, 1956
[H. J. Res. 695]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That service or employment of any person not presently employed by the Federal Government as an attorney, accountant, expert, or professional staff member in assisting the Committee on Ways and Means of the House of Representatives, or any duly authorized subcommittee thereof, in the investigations authorized by H. Res. 331 and H. Res. 606, Eighty-fourth Congress, shall not be considered as service or employment bringing such person within the provisions of section 281, 283, or 284 of title 18 of the United States Code, or of any other Federal law imposing restrictions, requirements, or penalties in relation to the employment of persons, the performance of services, or the payment or receipt of compensation in connection with any claim, proceeding, or matter involving the United States.

House Committee
on Ways and Means.
Employment of
certain personnel.

62 Stat. 697.

Approved August 3, 1956.

Public Law 975

CHAPTER 946

AN ACT

To provide for the burial in the Memorial Amphitheater of the National Cemetery at Arlington, Virginia, of the remains of an unknown American who lost his life while serving overseas in the Armed Forces of the United States during the Korean conflict.

August 3, 1956
[H. R. 8157]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Defense is authorized and directed (1) to cause to be brought to the United States the remains of an American who lost his life while serving overseas in the Armed Forces of the United States during the Korean conflict and whose identity has not been established, and (2) to provide for the burial, with appropriate ceremonies, on Memorial Day, May 30, 1958, of such unknown American in conjunction with the burial of the unknown American of the Second World War, as authorized by the Act of June 24, 1946 (Public Law 429, Seventy-ninth Congress), in the Memorial Amphitheater of the National Cemetery at Arlington, Virginia, near or beside the remains of the Unknown American Soldier of the First World War.

Unknown American of Korean conflict.
Burial.

60 Stat. 302.

SEC. 2. There is authorized to be appropriated such sum as may be necessary to carry out the purposes of this Act.

Appropriation.

Approved August 3, 1956.

Public Law 976

CHAPTER 947

August 3, 1956
[H. R. 11090]

AN ACT

Concerning gifts of securities to minors in the District of Columbia.

Gifts of securities to minors in D. C.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) with respect to the District of Columbia, any adult person may make a gift of securities to a person who has not attained the age of 21 years on the date of the gift (hereinafter referred to as the "minor") in the following manner:

Registration.

(1) Securities, if in registered form, shall be registered by the donor in his own name or in the name of any adult member of the minor's family or in the name of any guardian of the minor, followed by the words "as custodian, for

(Name of minor)

a minor, under the laws of the District of Columbia", and the securities shall be delivered to the person in whose name they are thus registered as custodian. If the securities are thus registered in the name of the donor as custodian such registration shall of itself constitute the delivery required by this section.

Delivery; deed of gift.

(2) Securities, if in bearer form, shall be delivered by the donor to any adult member of the minor's family, other than the donor, or to any guardian of the minor, accompanied by a deed of gift duly acknowledged in substantially the following form, signed by the donor and the person designated therein as custodian:

DEED OF GIFT UNDER THE LAWS OF THE DISTRICT OF COLUMBIA

I, ----- do hereby deliver to

(Name of donor)

-----, as custodian for

(Name of custodian)

-----, a minor, under the

(Name of minor)

laws of the District of Columbia, the following security(ies): Principal amount \$-----, of the-----

(Description of security)

----- Serial number of security -----

----- or -----

Certificate No. -----, representing ----- shares of the

----- stock of -----

(Class or type of stock)

(Name of company)

(Signature of donor)

I, -----, do hereby acknowl-

(Name of custodian)

edge receipt of the above described security(ies).

(Signature of custodian)

Dated: -----

(b) The person designated as a custodian under this section is hereinafter called "the custodian".

SEC. 2. A gift made in the manner prescribed in the first section of this Act shall be irrevocable and shall convey to the minor indefeasibly vested legal title to the securities thus delivered, but no guardian of the person or property of the minor shall have any rights, duties or authority with respect to any property held at any time by the cus-

todian under the authority of this Act unless said guardian shall himself be or become custodian in accordance herewith.

SEC. 3. (a) The custodian shall hold, manage, invest and reinvest the property held by him as custodian, including any unexpended income therefrom, as hereinafter provided. He shall collect the income therefrom and apply so much or the whole thereof and so much or the whole of the other property held by him as custodian as he may deem advisable for the support, maintenance, education and general use and benefit of the minor, in such manner, at such time or times, and to such extent as the custodian in his absolute discretion may deem suitable and proper, without court order, without regard to the duty of any person to support the minor and without regard to any other funds which may be applicable or available for the purpose. To the extent that property held by the custodian and the income thereof is not so expended, it shall be delivered or paid over to the minor upon the minor's attaining the age of twenty-one years, and in the event that the minor dies before attaining the age of twenty-one years it shall thereupon be delivered or paid over to the estate of the minor.

Management,
etc., by custodian.

(b) The custodian may sell, exchange, convert, or otherwise dispose of any and all of the securities or other property held by him in such manner and at such time or times, for such prices and upon such terms as he may deem advisable; he shall have the power in his sole and absolute discretion to retain any and all securities delivered to him within the meaning and under the authority of this Act without reference to the statutes relating to permissible investments by fiduciaries; he shall invest the minor's property in such securities as would be acquired by prudent men of discretion and intelligence who are seeking a reasonable income and the preservation of their capital without reference to the statutes relating to permissible investments by fiduciaries or hold part or all of the same in one or more bank accounts in his name as such custodian; he may vote in person or by general or limited proxy with respect to any securities held by him; he may consent directly or through a committee or other agent to the reorganization, consolidation, dissolution or liquidation of any corporations, the securities of which may be held by him, or to the sale, lease, pledge or mortgage of any property by or to any such corporation.

(c) In addition to the foregoing rights, powers, and duties with respect to any securities or other property held by the custodian, the custodian, in his name as such custodian, shall have all the powers of management which a guardian of the property of the minor would have.

(d) The custodian may execute and deliver any and all instruments in writing which he may deem advisable to carry out any of the foregoing powers. No issuer of securities, transfer agent, registrar, or bank, or other person acting on the instructions of any person purporting to be a custodian or donor, shall be responsible for determining whether any person has been duly designated as a custodian under this Act, or whether any purchase, sale, or transfer to or by any person as custodian is in accordance with or authorized by this Act, or shall be obliged to inquire into the validity under this Act of any instrument or instructions executed or given by a person purporting to act as custodian or donor, or be bound to see to the application by any person purporting to act as custodian of any money or other property paid or delivered to him. All registered securities held by the custodian from time to time shall be registered in his name followed by the words "as custodian for

-----,
(Name of minor)

a minor under the laws of the District of Columbia". All other property held by the custodian for the minor under the authority of this Act shall be kept separate and distinct from the custodian's own personal funds and property and shall be maintained at all times in such a manner as to identify it clearly as the minor's property held by the custodian under the authority of this Act.

Reimbursement.

SEC. 4. A person acting as custodian, other than a guardian of the property of the minor, shall receive no compensation for his services but shall be entitled to reimbursement from the property held by him as custodian for the reasonable expenses incurred in the performance of his duties hereunder. A guardian of the property of the minor, when acting as custodian under the authority of this Act, may receive such additional compensation for his services as guardian as he would be entitled to receive if the property held by him as custodian hereunder were held by him in his capacity as guardian, in addition to the other property of the minor held by him in that capacity.

Liability.

SEC. 5. A custodian who is not compensated for acting as such shall be under no obligation to give bond for the faithful performance of his duties and shall not be liable for any losses to the property held by him except such as are the result of his bad faith or intentional wrongdoing or result from his investing the minor's property in a manner other than as prescribed in section 3 (b) of this Act.

Resignation.

SEC. 6. A custodian may resign by (1) executing and duly acknowledging an instrument of resignation designating a successor custodian who is an adult member of the minor's family or a guardian of the minor, (2) delivering such instrument to the successor custodian, (3) causing securities, if in registered form, to be registered in the name of the successor custodian as such, and (4) delivering to the successor custodian such securities so registered together with all other property held by him as custodian.

Death or incapacity of custodian.

SEC. 7. In the event of the death or incapacity of the custodian before the minor attains the age of twenty-one years, if there is a duly appointed and acting general guardian of the property of the minor at the time of such death or incapacity of the custodian, he shall become the successor custodian, but if there is no duly appointed and acting general guardian of the property of the minor at said time, the successor custodian shall be the adult member of the minor's family or a guardian of the minor, designated by will or duly acknowledged instrument of appointment executed by the last acting custodian. If no such designation is made by the last acting custodian, his legal representative may designate in writing an adult member of the minor's family or a guardian of the minor a successor custodian.

Powers of successor custodian.

SEC. 8. Any successor custodian shall have all the rights, powers and duties of a custodian under the authority of this Act.

Action against custodian.

SEC. 9. The next friend or legal representative of a minor, in whose behalf securities are held by a custodian under this Act, or the minor in his own right, no later than one year after reaching twenty-one years of age, shall be entitled to maintain an action in the United States District Court for the District of Columbia against such custodian, or his estate for an accounting and delivery of the securities and unexpended income, in the event of the death, inability, or neglect to act of such custodian.

"Security".

SEC. 10. (a) The term "security" as used in this Act means any note, stock, bond, debenture, evidence of indebtedness, collateral trust certificate, transferable share, voting trust certificate, certificate of deposit for a security or, in general, any interest or instrument commonly known as a security, or any certificate of interest or participation in, temporary or interim certificate for, or warrant or right to subscribe to or purchase, any of the foregoing.

(b) A security is in "registered form" when its terms specify a person entitled to the security or to the rights it evidences and specify that its transfer may be registered upon books maintained for that purpose by or on behalf of an issuer.

"Registered form".

(c) A security is in "bearer form" when it runs to bearer according to its terms and not by reason of any endorsement.

"Bearer form".

(d) The term "member of the minor's family" as used in this Act means the minor's parents, grandparents, brothers, sisters, uncles and aunts, whether of the whole blood or the half blood, or by or through legal adoption.

(e) The term "legal representative" as used in this Act means, as may be appropriate in the circumstances, the executor, administrator, general guardian, or committee (conservator) of the property of the person to whose legal representative reference is made.

(f) A gift made under authority of this Act to a guardian of the minor as custodian shall be deemed to have satisfied the requirements of this Act if the person to whom delivery has been made is either guardian of the person or guardian of the property of the minor, duly appointed in the District of Columbia or in the State, Territory or country where the minor was domiciled at the time of the delivery of the gift.

SEC. 11. This Act shall not be construed as providing an exclusive method for making gifts of securities to minors.

Approved August 3, 1956.

Public Law 977

CHAPTER 948

AN ACT

To provide for the conveyance of certain real property of the United States to the city of Vero Beach, Florida.

August 3, 1956
[H. R. 10383]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Administrator of General Services is authorized and directed to convey, without consideration, to the city of Vero Beach, Florida, all of the right, title, and interest of the United States in and to certain real property described as follows:

Vero Beach, Fla.
Conveyance.

Lots 17, 18, 19, 20, 21, and the south 15 feet of lot 22 of block 48, also known as the city hall block, in the original town of Vero (now city of Vero Beach), Florida, according to plat thereof recorded in the office of the clerk of the circuit court of Saint Lucie County, Florida, situated in Vero Beach, Indian River County, Florida; and also all that part of the alleys shown upon the plat of the above-described property which lie east of lots 6, 7, 8, 9, 10, and 11 of the above-described block; and also all of the alley as shown upon the plat of said above-described block which lies north of the east 25 feet of lot 12 and north of lots 13, 14, 15, and 16 of said above-described block.

SEC. 2. (a) The Administrator of General Services is authorized and directed to convey to the city of Vero Beach, Florida, in consideration of the payment by such city of an amount equal to the fair market value of the property at its highest and best use as determined by said Administrator, all of the right, title, and interest of the United States in and to certain real property described as follows:

Lots 6 to 11, inclusive, block 48, also known as the city hall block, in the original town of Vero (now city of Vero Beach), Florida, according to plat thereof recorded in the office of the clerk of the circuit court of Saint Lucie County, Florida, situated in Vero Beach, Indian River County, Florida.

(b) Such amount equivalent to the fair market value shall be covered into the Treasury of the United States as miscellaneous receipts.
Approved August 3, 1956.

Public Law 978

CHAPTER 949

AN ACT

August 3, 1956
[H. R. 7728]

To provide that the Department of the Navy shall not be required to reimburse the Reconstruction Finance Corporation for the transfer of certain real property at Columbus, Ohio.

Franklin County,
Ohio.
Transfer of prop-
erty.
63 Stat. 377.
40 USC 471 note.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, notwithstanding the requirements of the Federal Property and Administrative Services Act of 1949, approved June 30, 1949, as amended, or any other law, the Department of the Navy shall not be required to compensate the Reconstruction Finance Corporation for the transfer by the Reconstruction Finance Corporation to the Department of the Navy of the real property in Mifflin Township, Franklin County, Ohio, that consists of two parcels of land containing forty-two and two hundred ninety-four one-thousandths acres and sixty-five and ninety-six one-thousandths acres, both more or less, together with all improvements thereon, being the same property quitclaimed to the United States (Department of the Navy) by the Reconstruction Finance Corporation by deed dated March 29, 1951, and known as the former Lustron Plant (a portion of the property known as Plancor 18), Columbus, Ohio; and such transfer without reimbursement is ratified and approved.

Approved August 3, 1956.

Public Law 979

CHAPTER 950

AN ACT

August 3, 1956
[H. R. 11682]

To facilitate the control and eradication of certain animal diseases, to facilitate the carrying out of agricultural and related programs, to facilitate the agricultural attaché program, to facilitate the operations of the Farmers' Home Administration, the Federal Crop Insurance Corporation, and the Forest Service, and for other purposes.

Department of
Agriculture Organic
Act of 1956.
58 Stat. 734.

Control and
eradication of
diseases.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Department of Agriculture Organic Act of 1956".

SEC. 2. Section 11 of the Act of May 29, 1884, as added by the act of September 21, 1944 (21 U. S. C. 114a), and as amended, is hereby further amended to read as follows:

"SEC. 11. The Secretary of Agriculture, either independently or in cooperation with States or political subdivisions thereof, farmers' associations and similar organizations, and individuals, is authorized to control and eradicate tuberculosis and paratuberculosis of animals, avian tuberculosis, brucellosis of domestic animals, southern cattle ticks, hog cholera and related swine diseases, scabies in sheep and cattle, dourine in horses, scrapie and blue tongue in sheep, incipient or potentially serious minor outbreaks of diseases of animals, and contagious or infectious diseases of animals (such as foot-and-mouth disease, rinderpest, and contagious pleuropneumonia) which in the opinion of the Secretary constitute an emergency and threaten the livestock industry of the country, including the payment of claims growing out of destruction of animals (including poultry), and of

materials, affected by or exposed to any such disease, in accordance with such regulations as the Secretary may prescribe. As used in this section, the term 'State' includes the District of Columbia, Puerto Rico, and the Territories and possessions of the United States."

SEC. 3. Section 2 of the Act of February 28, 1947 (21 U. S. C. 114c) is hereby amended by inserting, immediately following the word "Act" where it first appears therein the following: "and section 11 of the Act of May 29, 1884, as added by the Act of September 21, 1944, insofar as said Act relates to diseases which in the opinion of the Secretary constitute an emergency and threaten the livestock industry of the country".

SEC. 4. Funds available for carrying out the activities of the Department of Agriculture shall be available for expenses of advisory committees, including travel expenses in accordance with the provisions of section 5 of the Administrative Expenses Act of 1946, as amended.

SEC. 5. The Department of Agriculture is authorized to furnish subsistence to employees without consideration as, or deduction from, the compensation of such employees where warranted by emergency condition connected with the work under such regulations as the Secretary of Agriculture may prescribe.

SEC. 6. (a) Section 14 of the Soil Conservation and Domestic Allotment Act (as added by the Act of February 29, 1936 (16 U. S. C. 590n)), is amended by adding at the end thereof the following: "Payments to claimants under sections 7 to 17, inclusive, of this Act may be made upon the certificate of the claimant, which certificate shall be in such form as the Secretary of Agriculture may prescribe, that he has carried out the conservation practice or practices and has complied with all other requirements as conditions for such payments and that the statements and information contained in the application for payment are correct and true, to the best of his knowledge and belief, under the penalties of title 18, United States Code."

(b) Payments of grants under sections 7 to 17 of the Soil Conservation and Domestic Allotment Act, as amended, may be conditioned upon the utilization of land with respect to which such payments or grants are to be made in conformity with farming practices which will encourage and provide for soil-building and soil- and water-conserving practices in the most practical and effective manner and adapted to conditions in the several States, as determined and approved by the State committees appointed pursuant to section 8 (b) of such Act, for the respective States.

(c) Section 11 of the Soil Conservation and Domestic Allotment Act, as amended (16 U. S. C. 590k), is amended to read as follows:

"Sec. 11. All funds available for carrying out this Act shall be available for allotment to the bureaus and offices of the Department of Agriculture and for transfer to such other agencies of the Federal or State Governments, or to local public agencies, as the Secretary may request to cooperate or assist in carrying out this Act, and for payments to committees or associations of producers in any region or regions to cover the estimated administrative expenses to be incurred by any such committee or association in cooperating in carrying out this Act: *Provided*, That the Secretary may prescribe that all or part of such estimated expenses of any such committee or association may be deducted pro rata from the payments or grants made to the members thereof: *Provided further*, That the Secretary may make such payments in advance of determination of performance: *Provided further*, That the transfer of funds for services of technicians in formulating and carrying out agricultural conservation programs, from allotments for agricultural conservation payments within a State,

61 Stat. 7.

Funds for expenses.

60 Stat. 808.
5 USC 73b-2.

Emergency subsistence.

49 Stat. 1151.
16 USC 590g et seq.

62 Stat. 683.

Availability of funds.

shall be subject to such limitations and conditions as may be provided in appropriation or other law. Funds so transferred may be placed in a single account for each State."

52 Stat. 69,
7 USC 1392.

SEC. 7. Section 392 (b) of the Agricultural Adjustment Act of 1938, as amended (7 U. S. C. 139 (b)), is amended by changing the period at the end of the first sentence to a comma and adding the words "unless otherwise provided by appropriation or other law." and by changing the period at the end of the second sentence to a comma and adding the words "unless otherwise provided by appropriation or other law."

68 Stat. 909.

SEC. 8. Section 606 of title VI of the Agricultural Act of 1954 (7 U. S. C. 1766) is amended by adding at the end thereof the following: "Funds available for the purposes of this Act may be used for extending courtesies to representatives of foreign countries, when so provided in appropriation or other law."

50 Stat. 524.

SEC. 9. (a) Section 4 of the Act of July 22, 1937, as amended (7 U. S. C. 1004), is hereby amended by inserting before the period at the end thereof the following: "Provided further, That there may be distributed to States and Territories such amounts as may be provided in applicable appropriations, in addition to the amount otherwise distributed thereto, for loans in reclamation projects and to entrymen on unpatented public lands".

(b) When authorized by appropriation or other law, funds of the Farmers' Home Administration available for administrative expenses may be placed in a single account.

52 Stat. 77.

SEC. 10. Section 516 (a) of the Federal Crop Insurance Act, as amended (7 U. S. C. 1516 (a)), is amended to read as follows:

"(a) There are hereby authorized to be appropriated such sums, not in excess of \$12,000,000 for each fiscal year beginning after June 30, 1938, as may be necessary to cover the operating and administrative costs of the Corporation, which shall be allotted to the Corporation in such amounts and at such time or times as the Secretary of Agriculture may determine: *Provided*, That expenses in connection with the purchase, transportation, handling, or sale of the agricultural commodity and the direct cost of loss adjusters for crop inspections and loss adjustments may be considered by the Corporation as being nonadministrative or nonoperating expenses. The Corporation is authorized to use premium income for administrative and operating costs within limits prescribed in applicable appropriations."

Acquisition of
land.

SEC. 11. (a) The Department of Agriculture is authorized to acquire land, or interest therein, by purchase, exchange or otherwise, as may be necessary to carry out its authorized work: *Provided*, That no acquisition shall be made under this authority unless provision is made therefor in the applicable appropriation or other law.

(b) Appropriations for the Department of Agriculture which are available for the purchase of land may be expended for options to purchase land: *Provided*, That not to exceed \$1 may be expended for each option to purchase any particular tract or tracts of land unless otherwise provided in appropriation or other law.

63 Stat. 166,
5 USC 835 note.

SEC. 12. Under such regulations as may be prescribed by the Secretary of Agriculture, funds available to the Department of Agriculture may be used for the payment of transportation expenses and per diem in lieu of subsistence expenses, in accordance with the Travel Expense Act of 1949, for travel between places of recruitment and duty, and while at places of duty, of persons appointed for temporary or seasonal services in inspection, classing or grading agricultural commodities.

Working capital
fund.

SEC. 13. There is hereby established a working capital fund which shall be available without fiscal year limitation for expenses neces-

sary, including the purchase or construction of buildings and improvements within the limitations thereon set forth in the appropriations for the Forest Service, for furnishing supply and equipment services in support of programs of the Forest Service. The Secretary of Agriculture is authorized to transfer to the fund, without reimbursement, and to capitalize in the fund at fair and reasonable values, such receivables, inventories, equipment, and other assets as he may determine, and assume the liabilities in connection with such assets, but such capitalization shall not exceed \$25,000,000: *Provided*, That the fund shall be credited with advance payments in connection with firm orders and reimbursements from appropriations and funds of the Forest Service, other departmental and Federal agencies, and from other sources, as authorized by law, at rates approximately equal to the cost of furnishing the facilities and service.

Approved August 3, 1956.

Public Law 980

CHAPTER 968

AN ACT

To amend the joint resolution entitled "Joint resolution to establish a commission for the celebration of the one hundredth anniversary of the birth of Theodore Roosevelt", approved July 28, 1955.

August 6, 1956
[S. 3386]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 7 of the joint resolution entitled "Joint resolution to establish a commission for the celebration of the one hundredth anniversary of the birth of Theodore Roosevelt", approved July 28, 1955, is amended to read as follows:

Theodore Roosevelt celebration.

69 Stat. 384.

"SEC. 7. There is hereby authorized to be appropriated not to exceed the sum of \$150,000 to carry out the provisions of this joint resolution."

Appropriation.

Approved August 6, 1956.

Public Law 981

CHAPTER 969

AN ACT

To amend Public Law 506, Eighty-fourth Congress, second session, to increase the authorization for appropriations to the Atomic Energy Commission for acquisition or condemnation of real property or any facilities, or for plant or facility acquisition, construction, or expansion, and for other purposes.

August 6, 1956
[H. R. 11709]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 101 of Public Law 506, Eighty-fourth Congress, second session, is hereby amended by striking the figure "\$295,495,000" and inserting in lieu thereof the figure "\$319,595,000".

AEC appropriations.
Ante, p. 127.

SEC. 2. Section 101 (c) 2 of Public Law 506, Eighty-fourth Congress, second session, is amended by striking the figure "\$15,900,000" and inserting in lieu thereof the figure "\$25,000,000".

SEC. 3. Section 101 (c) of Public Law 506, Eighty-fourth Congress, second session, is amended by adding at the end thereof a new subsection, reading:

"10. Project 57-c-10, amended reactor development project, \$15,000,000."

Approved August 6, 1956.

Public Law 982

CHAPTER 970

August 6, 1956
[H. R. 11002]

AN ACT

To regulate and license pawnbrokers in the District of Columbia.

D. C. pawn-
brokers.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

DEFINITIONS

SECTION 1. That, as used in this Act—

(a) The term “person” means an individual, firm, voluntary association, joint-stock company, incorporated society, or corporation.

(b) The term “District” means the District of Columbia.

(c) The term “Commissioners” means the Commissioners of the District or the agent or agents designated by them to perform any function vested in the Commissioners by this Act: *Provided*, That for the purposes of subsection (e) of section 7 no such agent shall, by way of appeal, review his own action, decision, or ruling.

(d) The term “pawnbroker” means any person who shall in any manner lend or advance money or other things for profit on the pledge and possession of personal property or other valuable thing, other than securities or written or printed evidences of indebtedness or who deals in the purchasing of personal property or other valuable thing on condition of selling the same back again at a stipulated price, and shall include all pawnbrokers referred to in section 4-148, section 4-149, and section 4-150 of the District of Columbia Code of 1951.

LICENSES REQUIRED OF PAWNBROKERS

SEC. 2. (a) No person shall engage in business as a pawnbroker except as authorized in this Act and without first obtaining a license from the Commissioners as hereinafter provided.

(b) No person, other than a licensee under this Act, shall display any sign or other device in or about any business premises, or in any advertising matter, which in any manner resembles the emblem or sign commonly used by pawnbrokers nor display any sign which is calculated to deceive, nor use the word “pawnbroker” in or about any business premises or in any advertising matter, nor shall any such person hold himself out to the public to be a pawnbroker either by advertising, soliciting, signs, or otherwise.

APPOINTMENT OF ATTORNEY AND APPLICATION FOR LICENSES

SEC. 3. (a) No license shall be issued to any person unless and until such person shall, in writing and in the form prescribed by the Commissioners, appoint the Commissioners as his true and lawful attorney upon whom all judicial and other process or legal notice directed to such person may be served. A copy of any such process or notice so served upon the Commissioners shall be forthwith sent by registered mail by the plaintiff or his attorney to the defendant at his residence or his place of business.

Application for
license.

(b) Each application for a license under this Act shall be in writing, under oath or affirmation, to the Commissioners in such form as they may prescribe. Such application shall contain (1) in the case of an individual, his name and the address of his residence and place of business, (2) in the case of a firm or voluntary association, the name and address of every member thereof and the address of the place where such business is to be conducted, (3) in the case of a joint-stock company, incorporated society, or corporation, the names and addresses of the officers and directors thereof and the address of the

place where such business is to be conducted, and (4) such additional information as the Commissioners may prescribe.

(c) Each applicant shall prove to the satisfaction of the Commissioners that he has available, for use in the business of making loans authorized by this Act at the location specified in his application, cash capital of at least \$20,000.

(d) Upon the filing of any such application the applicant shall pay to the Commissioners the sum of \$50 as a fee for investigating the application, which sum shall be retained by the District whether such application is approved or disapproved.

BOND PROVISIONS

SEC. 4. (a) Each applicant shall file with his application a bond running to the District in the sum of \$5,000 with two or more sufficient sureties, whose liability as such securities shall not exceed the said sum in the aggregate; except that the execution of any such bond by a fidelity or surety company authorized by the laws of the United States to transact business in the District shall be equivalent to the execution thereof by two sureties, but such company, if excepted to, shall justify in the manner required by law of fidelity and surety companies. Such bond shall be approved by the Commissioners and conditioned upon the compliance by the applicant with all the provisions of this title and all rules and regulations lawfully made pursuant thereto. Any person injured by the noncompliance with any such provision, rule, or regulation by any licensee under this Act may maintain a suit in his own name in any court of competent jurisdiction and recover on the bond such damages as shall be adjudged by such court together with costs of such suit. Recovery upon any such bond shall not preclude recovery against such licensee for any liability in excess of the amount recovered upon the bond, and such recovery shall not be held to extinguish any remedy under other law.

(b) The bond or bonds which the licensee is required to file hereunder shall be renewed and refiled annually at the time of making payment of the annual license fee. If the Commissioners shall find that any such bond has for any reason become insecure or exhausted, an additional bond in the sum of not more than \$5,000 shall be filed by the licensee within ten days after written demand therefor by the Commissioners.

Renewal.

ISSUANCE OF LICENSE

SEC. 5. (a) If the Commissioners approve the bond filed by the applicant and the form of the application, and find after investigation (1) that the financial responsibility, experience, character, and general fitness of such applicant, and of the members thereof if the applicant is a firm or voluntary association, and of the officers and directors thereof if the applicant is a joint-stock company, incorporated society, or corporation are such as to command the confidence of the community and to warrant the belief that the business of the applicant will be operated honestly, fairly, and efficiently in accordance with the purposes of this Act; (2) that permitting such applicant to engage in such business will promote the convenience and advantage of the community; and (3) that the applicant has available for use in such business at the location specified in the application cash capital of at least \$20,000, the Commissioners shall, upon payment by the applicant of a license fee of \$500, issue to the applicant a license to make such loans in accordance with the provisions of this Act at the location specified in such application; except that if any such license is issued after the thirtieth day of April of any year the fee

License fee.

Issuance or refusal of license.

for such license shall be \$250. If the Commissioners do not so find after investigation they shall notify the applicant thereof and return the bond filed with the application. Within sixty days from the date of filing the application for license, accompanied by the investigation fee and bond required by this Act, the Commissioners shall either issue or refuse to issue such license, but no applicant shall be denied a license until after a due hearing by the Commissioners, at which the applicant shall have a reasonable opportunity to be heard and to produce evidence in support of his application. If the application be denied the Commissioners shall within twenty days thereafter prepare a written decision and findings with respect thereto containing a summary of the evidence and the reasons supporting the denial and forthwith serve upon the applicant a copy thereof.

Posting of license.

(b) Each license issued under this Act shall state fully the name of the licensee and the place at which the business is to be conducted under such license. Such license shall be kept conspicuously posted in such place of business. No such license shall be transferable or assignable. Not more than one place of business shall be maintained under the same license, but the Commissioners may issue more than one license to the same licensee upon compliance for each such license with all the provisions of this title applicable to the original issuance of licenses. Whenever a licensee shall desire to change his place of business to another location within the District he shall immediately give written notice thereof to the Commissioners. Upon receipt of such notice the Commissioners shall attach to the license a statement of the change of location and the date thereof, which shall be authority for the operation of such business under such license at the new location.

(c) No licensee shall transact such business or make any loan provided for by this Act under any other name or at any other place of business than that named in the license.

REVOCATION, SUSPENSION, AND RENEWAL OF LICENSES

SEC. 6. (a) Each license shall remain in full force and effect until the first day of November following the date of issuance unless sooner surrendered by the licensee or suspended or revoked as hereinafter provided. Application for license for the following year may be made by any licensee within twenty days prior to the first day of November. If the Commissioners are satisfied that no fact or condition then exists which clearly would warrant the Commissioners in refusing to issue a license on an original application the Commissioners are authorized to issue license for the year commencing on the first day of November following the date of such application, upon payment of license fee of \$250.

Revocation of license.

(b) The Commissioners shall, upon ten days' notice to the licensee stating that they contemplate the revocation or suspension of his license, and, in general, the grounds therefor, revoke or suspend such license, after reasonable opportunity has been afforded to the licensee to be heard, if the Commissioners find (1) that the licensee has failed to maintain in effect the bond or bonds required under this Act or (2) that the licensee has either knowingly or without the exercise of due care to prevent the same, violated any provision of this Act or has failed to comply with any rule or regulation lawfully made pursuant thereto, or (3) that any fact or condition then exists which clearly would warrant the Commissioners in refusing to issue a license on an original application. If the license be revoked or suspended the Commissioners shall, within twenty days thereafter, prepare a written decision and findings with respect thereto containing a summary of the evidence and the reasons supporting the revocation or suspension and forthwith serve upon the licensee a copy thereof.

(c) The Commissioners may revoke or suspend only the particular license with respect to which there are grounds for revocation or suspension; but if the Commissioners find that such grounds for revocation or suspension apply or extend to more than one license issued to any person under this Act, they shall revoke or suspend all the licenses affected thereby.

(d) The licensee may at any time surrender any license issued to him under this Act upon filing written notice to that effect with the Commissioners.

Surrender of license.

(e) No revocation, suspension, or surrender of any such license shall impair or affect the obligation of any preexisting lawful contract between the licensee and any borrower, or any bond given by such licensee.

ENFORCEMENT

SEC. 7. (a) The provisions of this Act shall be enforced by the Commissioners, who are authorized to make such rules and regulations in addition hereto and not inconsistent herewith, as may be necessary for the enforcement of this Act. The Commissioners shall make such examination and investigations of the affairs, business, office, and records of every licensee, and such further examinations or investigations as they shall deem necessary for the purpose of discovering violations of this Act or of securing information necessary for its proper enforcement. For the purpose of making such examinations or investigations the Commissioners and their duly designated representatives shall have authority to require by subpoena the production of books, papers, and records and the attendance, and examination under oath, of all persons whomsoever whose testimony they may require relative to the loans or business of any such licensee, and shall have free access to the accounts, papers, records, files, safes, vaults, offices, and places of business used in connection with any business conducted under any license issued in accordance with this Act. In the event of contumacy or refusal to obey any such subpoena or requirement under this section, the Commissioners may make application to the Municipal Court for the District of Columbia for an order requiring obedience thereto. Thereupon the court, with or without notice and hearing, as it in its discretion may decide, shall make such order as is proper and may punish as a contempt any failure to comply with such order in accordance with the provisions of subsection (c), section 5, of the Act of April 1, 1942 (56 Stat. 193, ch. 207; sec. 11-756 (c); D. C. Code, 1951 edition).

(b) Each licensee shall annually on or before the fifteenth day of March file with the Commissioners a report giving such information as the Commissioners may require, relevant to the business and operations during the preceding calendar year, of each licensed place of business conducted by such licensee in the District. Such report shall be made under oath and in the form prescribed by the Commissioners. The Commissioners shall make and publish annually an analysis and recapitulation of such reports.

Report to Commissioners.

(c) Each licensee shall keep and use in his business and shall preserve for at least three years after making the final entry on any loan recorded therein, such books, accounts, records, or card systems as will enable the Commissioners to determine whether such licensee is complying with the provisions of this Act and with the rules and regulations made pursuant thereto.

Records.

(d) The Commissioners are authorized to appoint such assistants, clerks, or other employees as may be required for the purpose of carrying out the provisions of this Act.

Appointment of employees.

Appeals.

(e) Any person aggrieved by any action, decision, or ruling of the Commissioners under this Act may, within twenty days thereafter, or within twenty days after the service upon such person of any written decision and findings required by this Act, appeal to the Commissioners for a review thereof. Upon any such review, the Commissioners may affirm, set aside, or modify such action, decision, or ruling. In any such case the Commissioners shall, within ten days thereafter, prepare a written decision and findings with respect thereto, containing a summary of the evidence and the reasons supporting the affirmation, setting aside, or modification, and forthwith serve upon the aggrieved person a copy thereof.

ADVERTISING**Order to desist.****Statement of rates of charge.****Investigations.****Interest rates.**

SEC. 8. (a) No licensee or other person, firm, voluntary association, joint stock company, incorporated society, or corporation shall advertise, print, display, publish, distribute, or broadcast, or cause or permit to be advertised, printed, displayed, published, distributed, or broadcast, in any manner whatsoever, any statement or representation with regard to the rates, terms, or conditions for the lending of money, credit, goods, or things in action in the amount or of the value of \$1,000 or less, which is false, misleading, or deceptive, or, in the case of a licensee, which refers to the supervision of such business by the District of Columbia, or any department or official thereof. The Commissioners may order any licensee to desist from any conduct which they shall find to be a violation of the foregoing provisions.

(b) The Commissioners may require that rates of charge, if stated by a licensee, be stated fully and clearly in such manner as they may deem necessary to prevent misunderstanding thereof by prospective borrowers.

SEC. 9. (a) The Commissioners shall investigate from time to time the economic conditions and other factors relating to and affecting the business of making pawnbroker loans under this Act, and shall ascertain all pertinent facts necessary to determine what maximum rate of interest should be permitted. Upon the basis of such ascertained facts, the Commissioners shall determine and fix by regulation or order a maximum rate of interest in connection with such loans which will induce efficiently managed commercial capital to be invested in such business in sufficient amounts to make available adequate credit facilities to individuals seeking such loans at reasonable rates of interest, and which will afford those engaged in such business a fair and reasonable return upon the assets. The Commissioners may from time to time, upon the basis of changed conditions or facts, redetermine and refix any such maximum rate of interest, but, before determining or redetermining any such maximum rate, the Commissioners shall give reasonable notice of their intention to consider doing so to all licensees and a reasonable opportunity to be heard and introduce evidence with respect thereto and such notice shall also be published once each week for two consecutive weeks in one or more of the daily newspapers published in the District. Any such changed maximum rate of interest shall not affect preexisting loan contracts lawfully entered into between any licensee and any borrower. Until such time as a different rate is fixed by the Commissioners in accordance with the authorization contained in this section, every licensed pawnbroker may contract for and receive on any loan of money, not exceeding 2 per centum per month, or fraction thereof, upon any loan not exceeding the sum of \$200, or more than 1 per centum per month or fraction thereof, upon any loan exceeding \$200 and not exceeding \$1,000, and 8 per centum per annum on any loan

in excess of \$1,000, under a penalty of \$100 for each such offense: *Provided*, That pawnbrokers may ask, demand, and receive a minimum charge in lieu of interest of 50 cents.

(b) The borrower may pay all or any part of any loan made pursuant to this Act at any time before the date of maturity thereof, but any such payment may first be applied by the licensee to all interest unpaid up to the date of such payment.

Payment of loan.

SEC. 10. (a) No person, except as authorized by this Act, shall directly or indirectly, by any device, subterfuge, or pretense whatsoever, ask, demand, charge, contract for, or receive, or participate, as agent, broker, procurer, intermediary, or volunteer, or in any other capacity, in asking, demanding, charging, contracting for, or receiving any interest, discount, fee, charge, or other consideration which in the aggregate is greater than the interest which is permitted by section 1178, 1179, or 1180 of such Act approved March 3, 1901, as amended, upon any loan or application for loan in the amount or of the value of \$1,000, or less, whether or not such loan is made.

31 Stat. 1377.
D. C. Code 28-
2701 to 28-2703.

(b) No person engaged in the business regulated by this Act shall pay, directly or indirectly, to any person, any money, service, or thing of value for the doing of any of the acts prohibited in the subsection (a) of this section: *Provided*, That this subsection shall apply only to acts done or performed with reference to loan transactions or applications for loans in sums of \$1,000 or less, or in inducing or seeking to induce any person to borrow in sums of \$1,000 or less.

(c) No instrument evidencing a loan made within the District in violation of the provisions of this Act shall be valid or enforceable in the District by the lender or by any other holder thereof who acquired the same with actual knowledge that said loan was made in violation of the provisions of this Act or with knowledge of such facts that his action in taking such instrument amounted to bad faith.

Non validity of
instrument, etc.

(d) Any loan made by any person not licensed under this Act for which there has been charged, contracted for, or received a greater rate of interest, discount, or consideration than the interest which is permitted by sections 1178, 1179, or 1180 of the Act approved March 3, 1901, as amended, and any loan made by a licensee under this Act for which there has been charged, contracted for, or received a greater rate of interest, discount, or consideration than licensees are permitted to charge, contract for, or receive under this Act is hereby declared to be against the public policy of the District. No such loan made outside the District shall be enforced in the District and every person in anywise participating therein in the District shall be subject to the provisions of this Act, except that the provisions of this subsection shall not apply to a loan legally made in any State under and in accordance with the provisions of a duly enacted pawnbroker law.

D. C. Code 28-
2701 to 28-2703.

SEC. 11. (a) Every pawnbroker shall keep a book in which shall be fairly written, at the time of each loan, an accurate account and description of the goods, article, or thing pawned or pledged, the amount of money loaned thereon, the time of pledging the same, the rate of interest to be paid on such loan, and the name and residence of the person pawning or pledging the said goods, article, or thing, together with a particular description of such person, including complexion, color of eyes and hair, and his or her height and general appearances.

Description of
goods pawned,
etc.

(b) The said book shall at all reasonable times be open to the inspection of the Commissioners. It shall be the duty of every pawnbroker, and of every person in his employ, to admit to his premises during business hours any member of the Metropolitan Police Force of the District of Columbia as aforesaid to examine any pledge or pawn book or other record on the premises, as well as the articles

Inspection of
records.

pledged, purchased, or received, and to search for and take possession of any article known by him to be missing or known or believed by him to have been stolen, without the formality of the writ of search warrant or any other process, which search or seizure is hereby authorized.

(c) Except as to any judicial or other official of the District, having a right thereto in his official capacity, it shall be unlawful for any officer or employee of the District to divulge or make known in any manner the contents of such book.

Daily delivery
of transcripts.

(d) Every pawnbroker shall, every day, except Sunday, before the hour of eleven o'clock in the forenoon, deliver to the Chief of Police, or his representative, on forms to be prescribed by the Commissioners of the District of Columbia, a legible and correct transcript from the book or books provided for in section 11 (a), showing an accurate and complete description of every article or thing received by him, in pawn or pledge, and giving all numbers, marks, monograms, trademarks, manufacturers' names and other marks of identification appearing on the same, on the business day next preceding, together with the numbers of the pawn ticket issued therefor, the amount of the loan thereon, and the name, residence, and physical description of the person pawning or pledging the said goods, article or thing.

Delivery of mem-
orandum to person
pawning goods.

SEC. 12. Every pawnbroker shall, at the time of each loan, deliver to the person pawning or pledging any goods, article, or thing a memorandum or note, signed by him, containing the substance of the entry required to be made in his or her book by the last preceding section, excepting as to the description of the person and no charge shall be made or received by any pawnbroker for any such entry, memorandum, or note.

Sale of pledge.

SEC. 13. No pawnbroker shall sell any pawn or pledge until the same shall have remained one year in his possession, unless by consent in writing by the pawner; and all such sales shall be made at public auction and not otherwise, and shall be made or conducted only by an auctioneer licensed by the District of Columbia.

SEC. 14. Notice of every such sale shall be published for at least six days previous thereto, in one or more of the daily newspapers of general circulation printed in the District of Columbia, and such notice shall specify the time and place at which such sale is to take place, the name of the auctioneer by whom the same is to be conducted, and a description of the article to be sold, and in addition thereto the pawnbroker shall mail to the pawner a copy of such notice and shall obtain from the postmaster or his authorized agent a certificate showing such mailing, issued pursuant to the Act approved January 13, 1931 (U. S. C., title 39, sec. 260a), and regulations made thereunder. Such certificates shall be deemed to be part of the records of the business of the pawnbroker required by this title to be kept.

46 Stat. 1035.

Surplus money.

SEC. 15. The surplus money, if any, arising from any such sale, after deducting the amount of the loan, the interest then due on the same, and the expenses of the advertisement and sale, shall be paid over by the pawnbroker to the person who would be entitled to redeem the pledge in case no such sale had taken place.

PENALTIES

SEC. 16. (a) Any individual or any member, officer, director, agent, or employee of any firm, voluntary association, joint-stock company, incorporated society, or corporation who shall violate or participate in the violation of any of the provisions of this Act shall be punished by a fine of not more than \$300 or by imprisonment for not more than ninety days.

(b) Any contract of loan in the making or collection of which any act shall have been done which constitutes a violation of any of the provisions of this title shall be void and the lender shall have no right to collect or receive any principal, interest, or charges whatsoever on account thereof. Any person pledging any goods, article, or other thing as security for a loan which is void shall be entitled to the return of such goods, article, or thing without being required to pay any principal, interest, or other charge on account of such void loan.

SEC. 17. The Commissioners are authorized to make and enforce such rules and regulations as they deem necessary to carry out the purposes of this Act.

SEC. 18. Nothing in this Act shall apply to any person, firm, joint-stock company, incorporated society, credit union, or corporation doing business in the District of Columbia under the supervision of the Federal Reserve System, or the Comptroller of the Currency, or the Federal Deposit Insurance Corporation, or the Home Loan Bank Board, or the Federal Savings and Loan Insurance Corporation, or the Department of Health, Education, and Welfare or to loans made by them.

Nonapplicability
of Act.

REPEAL

SEC. 19. The Act entitled "An Act to regulate the business of loaning money on security of any kind by persons, firms, and corporations other than national banks, licensed bankers, trust companies, savings banks, building and loan associations, and real-estate brokers, in the District of Columbia", approved February 4, 1913, as amended, insofar as the same applies to the business of lending money on the security of the pledge and possession of tangible personal property, is hereby repealed.

37 Stat. 657.
D. C. Code 26-
601 to 26-611.

SEPARABILITY OF PROVISIONS

SEC. 20. If any provision of this Act or the application thereof to any person or circumstances, is held invalid, the remainder of the Act, and the application of such provision to other persons or circumstances shall not be affected thereby.

EFFECTIVE DATE OF ACT

SEC. 21. This Act shall take effect at the expiration of sixty days after the date of its approval.

Approved August 6, 1956.

Public Law 983

CHAPTER 971

AN ACT

To amend section 1201 of title 18 of the United States Code to authorize the Federal Bureau of Investigation to initiate investigation of any kidnaping in which the victim has not been released within twenty-four hours after his seizure.

August 6, 1956
[H. R. 800]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (b) of section 1201 of title 18 of the United States Code is amended to read as follows:

"(b) The failure to release the victim within twenty-four hours after he shall have been unlawfully seized, confined, inveigled, decoyed, kidnaped, abducted, or carried away shall create a rebuttable presumption that such person has been transported in interstate or foreign commerce."

Kidnaping.
62 Stat. 760.

Approved August 6, 1956.

Public Law 984

CHAPTER 972

August 6, 1956
[H. R. 5881]

AN ACT

To supplement the Federal reclamation laws by providing for Federal cooperation in non-Federal projects and for participation by non-Federal agencies in Federal projects.

Small Reclamation
Projects Act
of 1956.

Definitions.

43 USC 371 note.

Proposals.

58 Stat. 889.
33 USC 704-1.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the purpose of this Act is to encourage State and local participation in the development of projects under the Federal reclamation laws and to provide for Federal assistance in the development of similar projects in the seventeen western reclamation States by non-Federal organizations.

SEC. 2. As used in this Act—

(a) The term “construction” shall include rehabilitation and betterment.

(b) The term “Federal reclamation laws” shall mean the Act of June 17, 1902 (32 Stat. 388), and Acts amendatory thereof or supplementary thereto.

(c) The term “organization” shall mean a State or a department, agency, or political subdivision thereof or a conservancy district, irrigation district, water users’ association, an agency created by interstate compact, or similar organization which has capacity to contract with the United States under the Federal reclamation laws.

(d) The term “project” shall mean (i) any complete irrigation undertaking, including incidental features thereof, or distinct unit of such an undertaking or a rehabilitation and betterment program for an existing irrigation project, authorized to be constructed pursuant to the Federal reclamation laws and (ii) any similar undertaking proposed to be constructed by an organization. The term “project” shall not include any such undertaking, unit, or program the cost of which exceeds \$5,000,000: *Provided*, That any project, the estimated cost of which is more than \$5,000,000 but less than \$10,000,000, may qualify under this Act if the applicant organization is ready, able, and willing to finance otherwise than by loan or grant under this Act all costs in excess of the amount of the loan or grant which would be made under this Act if the estimated construction cost were \$5,000,000: *Provided further*, That nothing contained in this definition shall preclude the making of a grant not in excess of \$5,000,000 in accordance with the provisions of sections 4 and 5 of this Act, to organizations whose proposed projects qualify for the same but which are not applicants for a loan under this Act: *And provided further*, That nothing contained in this Act shall preclude the making of more than one loan or grant, or combined loan and grant, to an organization so long as no two such loans or grants, or combinations thereof, are for the same project, as herein defined.

(e) The term “Secretary” shall mean the Secretary of the Interior.

SEC. 3. Any organization desiring to avail itself of the benefits provided in this Act shall submit a proposal therefor to the Secretary in such form and manner as he shall prescribe. Each such proposal shall be accompanied by a payment of \$1,000 to defray, in part, the cost of examining the proposal.

SEC. 4. (a) Any proposal with respect to the construction of a project which has not theretofore been authorized for construction under the Federal reclamation laws shall set forth, among other things, a plan and estimated cost in detail comparable to those included in preauthorization reports required for a Federal reclamation project; shall have been submitted for review by the States of the drainage basin in which the project is located in like manner as provided in subsection (c), section 1 of the Act of December 22, 1944 (58 Stat. 887), except that the review may be limited to the State or

States in which the project is located if the proposal is one solely for rehabilitation and betterment of an existing project; and shall include a proposed allocation of capital costs to functions such that costs for facilities used for a single purpose shall be allocated to that purpose and costs for facilities used for more than one purpose shall be so allocated among the purposes served that each purpose will share equitably in the costs of such joint facilities.

(b) Every such proposal shall include a showing that the organization already holds or can acquire all lands and interests in land (except public and other lands and interests in land owned by the United States which are within the administrative jurisdiction of the Secretary and subject to disposition by him) and rights, pursuant to applicable State law, to the use of water necessary for the successful construction, operation, and maintenance of the project and that it is ready, able, and willing to finance otherwise than by loan and grant under this Act such portion of the cost of construction (which portion shall include all costs of acquiring lands, interests in land, and rights to the use of water) as the Secretary shall have advised is proper in the circumstances: *Provided*, That the contribution of any applicant organization shall not be required to be in excess of 25 per centum of the costs of the project which, if it were being constructed as a Federal reclamation project, would be properly allocable to reimbursable functions under general provisions of law applicable to such projects.

(c) If the project is found by the Secretary and the Governor of the State in which it is located (or an appropriate State agency designated by him) to be financially feasible and upon determination by the Secretary that the requested project constitutes a reasonable risk under the provisions of this Act, the Secretary is hereby authorized to negotiate a contract with the applicant organization as provided in section 5; but no such contract shall be executed by the Secretary prior to sixty calendar days (which sixty days, however, shall not include days on which either the House of Representatives or the Senate is not in session because of an adjournment of more than three days to a day certain) from the date on which the project proposal has been submitted to both branches of the Congress for consideration by the appropriate committees thereof, and then only if neither such committee, by committee resolution and notification in writing to the Secretary, disapproves the project proposal within such period: *Provided*, That if both such committees, in the same manner and prior to the expiration of such period, approve the project proposal, then the Secretary may proceed to execute the contract: *Provided further*, That in the event either committee disapproves the project proposal, the Secretary shall not proceed further unless the Congress has approved the same. The Secretary at the time of submitting the project proposal to Congress or at the time of his determination that the requested project constitutes a reasonable risk under the provisions of this Act, may reserve from use or disposition inimical to the project any lands and interests in land owned by the United States which are within his administrative jurisdiction and subject to the disposition by him and which are required for use by the project. Any such reservation shall expire at the end of two years unless the repayment contract provided for in section 5 of this Act shall have been executed.

(d) The Secretary shall give due consideration to financial feasibility, emergency, or urgent need for the project, whether the proposal involves furnishing supplemental irrigation water for an existing irrigation project, whether the proposal involves rehabilitation of existing irrigation project works, and whether the proposed project is primarily for irrigation. All project works and facilities constructed under this

Contracts.

Consideration by
Congress.

Land reserva-
tions.

Consideration of
need, etc.

Act shall remain under the jurisdiction and control of the local contracting organization subject to the terms of the repayment contract.

Contract requirements.

SEC. 5. Any contract authorized to be negotiated under the provisions of subsection (c) of section 4 of this Act shall set out, among other things—

(a) the maximum amount of any loan to be made to the organization and the time and method of making the same available to the organization. Said loan shall not exceed that portion of the estimated cost of constructing the project which, if it were being constructed as a Federal reclamation project, would be properly allocable to reimbursable functions under general provisions of law applicable to such projects;

(b) the maximum amount of any grant to be accorded the organization and the time and method of paying the same to the organization. Said grant shall not exceed that portion of the estimated cost of constructing the project which, if it were being constructed as a Federal reclamation project, would be properly allocable to nonreimbursable functions under general provisions of law applicable to such projects;

(c) a plan of repayment by the organization of (1) the sums lent to it in not more than fifty years from the date when the principal benefits of the project first become available; (2) interest, as determined by the Secretary of the Treasury, by estimating the average annual yield to maturity, on the basis of daily closing market bid quotations or prices during the month of May preceding the fiscal year in which the loan is made, on all outstanding marketable obligations of the United States having a maturity date of fifteen or more years from the first day of such month of May, and by adjusting such estimated average annual yield to the nearest one-eighth of 1 per centum at the beginning of the fiscal year preceding the date on which the contract is executed, on that pro rata share of the loan which is attributable to furnishing irrigation benefits in each particular year to land held in private ownership by any one owner in excess of one hundred and sixty irrigable acres; and (3) in the case of any project involving an allocation to domestic, industrial, or municipal water supply, or commercial power produced as an element of the project and incidental to its full development, interest on the unamortized balance of an appropriate portion of the loan at a rate as determined in (2) above;

(d) provision for operation of the project, if a grant predicated upon its performance of nonreimbursable functions is made, in accordance with regulations with respect thereto prescribed by the head of the Federal department or agency primarily concerned with those functions and, in the event of noncompliance with such regulations, for operation by the United States or for repayment to the United States of the amount of any such grant;

(e) such provisions as the Secretary shall deem necessary or proper to provide assurance of and security for prompt repayment of the loan and interest as aforesaid. The liability of the United States under any contract entered into pursuant to this Act shall be contingent upon the availability of appropriations to carry out the same, and every such contract shall so recite; and

(f) provisions conforming to the preference requirements contained in the proviso to section 9 (c) of the Act of August 4, 1939 (53 Stat. 1193), if the project produces electric power for sale.

53 Stat. 1195.
43 USC 485h.

SEC. 6. Any proposal with respect to the construction of a project which has theretofore been authorized for construction under the Federal reclamation laws shall be made in like manner as a proposal under

section 4 of this Act, but the Secretary may waive such requirements of subsections (a) and (b) of that section as he finds to be duplicative of, or rendered unnecessary or impossible by, action already taken by the United States. Upon approval of any such proposal by the Secretary he may negotiate and execute a contract which conforms, as nearly as may be, to the provisions of section 5 of this Act.

SEC. 7. Upon request of an organization which has made or intends to make a proposal under this Act, the head of any Federal department or agency may make available to the organization any existing engineering, economic, or hydrologic information and printed material that it may have and that will be useful in connection with the planning, design, construction, or operation and maintenance of the project concerned. The reasonable cost of any plans, specifications, and other unpublished material furnished by the Secretary pursuant to this section and the cost of making and administering any loan under this Act shall, to the extent that they would not be nonreimbursable in the case of a project constructed under the Federal reclamation laws, be treated as a loan and covered in the provisions of the contract entered into under section 5 of this Act unless they are otherwise paid for by the organization.

Information from
Federal agencies.

SEC. 8. The planning and construction of projects undertaken pursuant to this Act shall be subject to all procedural requirements and other provisions of the Act of August 14, 1946 (60 Stat. 1080).

16 USC 661-666c.

SEC. 9. The Secretary is authorized to perform any and all acts and to make such rules and regulations as may be necessary or proper in carrying out the provisions of this Act.

SEC. 10. There are hereby authorized to be appropriated, such sums as may be necessary, but not to exceed \$100,000,000 to carry out the provisions of this Act: *Provided*, That the Secretary shall advise the Congress promptly on the receipt of each proposal referred to in section 3, and no contract shall become effective until appropriated funds are available to initiate the specific proposal covered by each contract. All such appropriations shall remain available until expended and shall, insofar as they are used to finance loans made under this Act, be reimbursable in the manner hereinabove provided.

Appropriation.

SEC. 11. This Act shall be a supplement to the Federal reclamation laws and may be cited as the Small Reclamation Projects Act of 1956.

Short title.

SEC. 12. If any provision of this Act or the application of such provision to any person, organization, or circumstance shall be held invalid, the remainder of the Act and the application of such provision to persons, organizations, or circumstances other than those as to which it is held invalid shall not be affected thereby.

Separability.

Approved August 6, 1956.

Public Law 985

CHAPTER 973

AN ACT

To amend the Communications Act of 1934, as amended, so as to require that certain vessels carrying passengers for hire be fitted with radiotelephone installations.

August 6, 1956
[H. R. 7536]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That title III of the Communications Act of 1934, as amended, is hereby amended by adding at the end thereof the following new part:

48 Stat. 1064.
47 USC 609.

**"PART III—RADIO INSTALLATIONS ON VESSELS CARRYING PASSENGERS
FOR HIRE**

"SEC. 381. Except as provided in section 382, it shall be unlawful for any vessel of the United States, transporting more than six passengers for hire, to be navigated in the open sea or any tidewater within the jurisdiction of the United States adjacent or contiguous to the open sea, unless such vessel is equipped with an efficient radio-telephone installation in operating condition.

"SEC. 382. The provisions of this part shall not apply to—

50 Stat. 192.
47 USC 351.

"(1) vessels which are equipped with a radio installation in accordance with the provisions of part II of title III of this Act, or in accordance with the radio requirements of the Safety Convention; and

"(2) vessels of the United States belonging to and operated by the Government, except a vessel of the United States Maritime Administration, the Inland and Coastwise Waterways Service, or the Panama Railroad Company, and

"(3) vessels navigating on the Great Lakes.

Exemptions.

"SEC. 383. The Commission shall exempt from the provisions of this part any vessel, or class of vessels, in the case of which the route or conditions of the voyage, or other conditions or circumstances, are such as to render a radio installation unreasonable, unnecessary, or ineffective, for the purposes of this Act.

Authority.

"SEC. 384. The Commission shall have authority with respect to any vessel subject to this part—

"(1) to specify operating and technical conditions and characteristics including frequencies, emissions, power, communication capability and range, of installations required by reason of this part;

"(2) to approve the details as to the location and manner of installation of the equipment required by this part or of equipment necessitated by reason of the purposes and requirements of this part;

"(3) to approve installations, apparatus and spare parts necessary to comply with the purposes and requirements of this part;

"(4) to prescribe such additional equipment as may be determined to be necessary to supplement that specified herein for the proper functioning of the radio installation installed in accordance with this part or for the proper conduct of radio communication in time of emergency or distress.

Inspections.

"SEC. 385. The Commission shall make such inspections as may be necessary to insure compliance with the requirements of this part.

Forfeitures.
48 Stat. 1100.
47 USC 501.

"SEC. 386. The following forfeitures shall apply to this part in addition to penalties and forfeitures provided by title V of this Act:

"(a) Any vessel of the United States that is navigated in violation of the provisions of this part or of the rules and regulations of the Commission made in pursuance thereof shall forfeit to the United States the sum of \$500 recoverable by way of suit or libel. Each day during which such navigation occurs shall constitute a separate offense.

"(b) Every willful failure on the part of the master of a vessel of the United States to enforce or to comply with the provisions of this part or the rules and regulations of the Commission made in pursuance thereof shall cause him to forfeit to the United States the sum of \$100."

50 Stat. 197.
68 Stat. 729.
47 USC 504.

SEC. 2. Section 504 (b) of the Communications Act of 1934, as amended, is amended by deleting "part II of title III and section 507", and inserting in lieu thereof "parts II and III of title III and section 507".

SEC. 3. Section 3 (y) (2) is amended by deleting "part II of title III" and inserting in lieu thereof "parts II and III of title III".

SEC. 4. The amendments made herein shall take effect March 1, 1957.

Approved August 6, 1956.

50 Stat. 189.
47 USC 153.
Effectivity.

Public Law 986

CHAPTER 974

JOINT RESOLUTION

To provide for the maintenance of public order and the protection of life and property in connection with the Presidential inaugural ceremonies.

August 6, 1956
[H. J. Res. 667]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) this Act may be cited as the "Presidential Inaugural Ceremonies Act".

Presidential Inaugural Ceremonies Act.

(b) For the purposes of this Act—

Definitions.

(1) The term "inaugural period" means the period which includes the day on which the ceremony of inaugurating the President is held, the five calendar days immediately preceding such day, and the four calendar days immediately subsequent to such day;

(2) The term "Inaugural Committee" means the committee in charge of the Presidential inaugural ceremony and functions and activities connected therewith, to be appointed by the President-elect;

(3) The term "Commissioners" means the Commissioners of the District of Columbia or their designated agent or agents;

(4) The term "Secretary of Defense" means the Secretary of Defense or his designated agent or agents; and

(5) The term "Secretary of the Interior" means the Secretary of the Interior or his designated agent or agents.

Regulations.

SEC. 2. For each inaugural period the Commissioners are authorized and directed to make all reasonable regulations necessary to secure the preservation of public order and protection of life, health, and property; to make special regulations respecting the standing, movement, and operation of vehicles of whatever character or kind during said period; and to grant, under such conditions as they may impose, special licenses to peddlers and vendors for the privilege of selling goods, wares, and merchandise in such places in the District of Columbia, and to charge such fees for such privilege, as they may deem proper.

Appropriations.

SEC. 3. There are hereby authorized to be appropriated such sums as may be necessary, payable in like manner as other appropriations for the expenses of the District of Columbia, to enable the Commissioners to provide additional municipal services in said District during the inaugural period, including employment of personal services without regard to the civil-service and classification laws; travel expenses of enforcement personnel from other jurisdictions; hire of means of transportation; meals for policemen and firemen, cost of removing and relocating streetcar loading platforms, construction, rent, maintenance, and expenses incident to the operation of temporary public comfort stations, first-aid stations, and information booths; and other incidental expenses in the discretion of the Commissioners.

Permits for use of grounds.

SEC. 4. The Secretary of the Interior, with the approval of such officer as may exercise jurisdiction over any of the Federal reservations or grounds in the District of Columbia, is authorized to grant to the Inaugural Committee permits for the use of such reservations or grounds during the inaugural period, including a reasonable time prior and subsequent thereto; and the Commissioners are authorized to grant like permits for the use of public space under their jurisdiction. Each such permit shall be subject to such restrictions, terms, and conditions as may be imposed by the grantor of such permit. With respect to

Liability.

public space, no reviewing stand or any stand or structure for the sale of goods, wares, merchandise, food, or drink shall be built on any sidewalk, street, park, reservation, or other public grounds in the District of Columbia, except with the approval of the Inaugural Committee, and with the approval of the Secretary of the Interior or the Commissioners, as the case may be, depending on the location of such stand or structure. The reservation, ground, or public space occupied by any such stand or structure shall, after the inaugural period, be promptly restored to its previous condition. The Inaugural Committee shall indemnify and save harmless the District of Columbia and the appropriate agency or agencies of the Federal Government against any loss or damage to such property and against any liability arising from the use of such property, either by the Inaugural Committee or a licensee of the Inaugural Committee.

Installation of electrical facilities.

SEC. 5. The Commissioners are authorized to permit the Inaugural Committee to install suitable overhead conductors and install suitable lighting or other electrical facilities, with adequate supports, for illumination or other purposes. If it should be necessary to place wires for illuminating or other purposes over any park or reservation in the District of Columbia, such placing of wires and their removal shall be under the supervision of the official in charge of said park or reservation. Such conductors with their supports shall be removed within five days after the end of the inaugural period. The Commissioners, or such other officials as may have jurisdiction in the premises, shall enforce the provisions of this joint resolution, take needful precautions for the protection of the public, and insure that the pavement of any street, sidewalk, avenue, or alley which is disturbed or damaged is restored to its previous condition. No expense or damage from the installation, operation, or removal of said temporary overhead conductors or said illumination or other electrical facilities shall be incurred by the United States or the District of Columbia, and the Inaugural Committee shall indemnify and save harmless the District of Columbia and the appropriate agency or agencies of the Federal Government against any loss or damage and against any liability whatsoever arising from any act of the Inaugural Committee or any agent, licensee, servant, or employee of the Inaugural Committee.

Loans from Defense Dept.

SEC. 6. The Secretary of Defense is authorized to lend to the Inaugural Committee such hospital tents, smaller tents, camp appliances, hospital furniture, ensigns, flags, ambulances, drivers, stretchers, and Red Cross flags and poles (except battle flags) as may be spared without detriment to the public service, and under such conditions as he may prescribe. Such loan shall be returned within five days after the end of the inaugural period, the Inaugural Committee shall indemnify the Government for any loss or damage to any such property, and no expense shall be incurred by the United States Government for the delivery, return, rehabilitation, replacement, or operation of such equipment. The Inaugural Committee shall give a good and sufficient bond for the safe return of such property in good order and condition, and the whole without expense to the United States.

Communication facilities.

SEC. 7. The Commissioners, the Secretary of the Interior, and the Inaugural Committee are authorized to permit telegraph, telephone, radio-broadcasting, and television companies to extend overhead wires to such points along the line of any parade as shall be deemed convenient for use in connection with such parade and other inaugural purposes. Such wires shall be removed within ten days after the conclusion of the inaugural period.

SEC. 8. The regulations and licenses authorized by this Act shall be in full force and effect only during the inaugural period. Such regulations shall be published in one or more of the daily newspapers published in the District of Columbia and no penalty prescribed for the violation of any such regulation shall be enforced until five days after such publication. Any person violating any regulation promulgated by the Commissioners under the authority of this Act shall be fined not more than \$100 or imprisoned for not more than thirty days. Each and every day a violation of any such regulation exists shall constitute a separate offense, and the penalty prescribed shall be applicable to each such separate offense.

SEC. 9. Nothing contained in this Act shall be applicable to the United States Capitol Buildings or Grounds or other properties under the jurisdiction of the Congress or any committee, commission or officer thereof: *Provided, however*, That any of the services or facilities authorized by or under this Act shall be made available with respect to any such properties upon request or approval of the joint committee of the Senate and House of Representatives appointed by the President of the Senate and the Speaker of the House of Representatives to make the necessary arrangements for the Inauguration of the President-elect and the Vice President-elect.

Nonapplicability.

Approved August 6, 1956.

Public Law 987

CHAPTER 975

AN ACT

August 6, 1956
[S. 2093]

To provide compensation for certain property losses in certain reservoir projects and for the replacement of school facilities of the Pollock Independent School District, Pollock, South Dakota, acquired by the United States for the Oahe Dam and Reservoir.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Army is authorized and directed to pay to any bona fide lessee or permittee owning improvements situated on a railroad right-of-way or on Indian tribal land the fair value, as determined by the Secretary, or by a court of competent jurisdiction, of any such improvements which will be rendered inoperative or be otherwise adversely affected by the construction of the Gavins Point, Fort Randall, and Oahe Dams and Reservoir projects on the Missouri River.

Gavins Point,
etc. projects on
Missouri River.
Payment for im-
provements.

SEC. 2. The Secretary of the Army is authorized and directed to pay to the Pollock Independent School District Numbered 3, Pollock, South Dakota, an amount equal to the difference between the sum paid for the taking of school facilities of said school district in the condemnation proceeding entitled "United States of America, plaintiff, against 10.00 Acres of Land, and so forth, defendants", civil numbered 682ND, filed in the United States District Court for the District of South Dakota, Northern Division, on May 7, 1956, and the actual cost of replacing the school facilities so acquired as the Secretary shall find to be reasonable: *Provided, however*, That in no event shall the additional amount paid pursuant to this authorization exceed \$200,000.

Pollock, S. Dak.
Payment for
school facilities.

SEC. 3. The Secretary of the Army is authorized to provide the funds necessary to carry out the provisions of this Act from any moneys appropriated for the construction of the Oahe, Gavins Point, and Fort Randall Dams and Reservoir projects: *Provided, however*, That in no event shall the amount so expended exceed \$550,000.

Approved August 6, 1956.

Public Law 988

CHAPTER 976

August 6, 1956
[S. 4184]

AN ACT

To incorporate the Boys' Clubs of America.

Boys' Clubs of
America.
Incorporation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following persons: Herbert Hoover, New York, New York; William E. Hall, New York, New York; Albert L. Cole, Pleasantville, New York; James A. Farley, New York, New York; Albert C. Wedemeyer, New York, New York; Matthew Woll, New York, New York; Jeremiah Milbank, New York, New York; Stanley Resor, New York, New York; James B. Carey, Washington, District of Columbia; J. Edgar Hoover, Washington, District of Columbia; Lewis L. Strauss, Washington, District of Columbia; General Robert E. Wood, Chicago, Illinois; Frederic Cameron Church, Boston, Massachusetts; H. Bruce Palmer, Newark, New Jersey; Edgar A. Guest, Detroit, Michigan; Nicholas H. Noyes, Indianapolis, Indiana; George A. Scott, San Diego, California; E. E. Fogelson, Dallas, Texas; Ernest Ingold, San Francisco, California; Jesse Draper, Atlanta, Georgia; Julius Epstein, Chicago, Illinois, and their successors, are hereby created and declared to be a body corporate of the District of Columbia, where its legal domicile shall be, by the name of the Boys' Clubs of America (hereinafter referred to as the corporation) and by such name shall be known and have perpetual succession and the powers, limitations, and restrictions herein contained.

COMPLETION OF ORGANIZATION

SEC. 2. A majority of the persons named in the first section of this Act are authorized to complete the organization of the corporation by the adoption of a constitution and bylaws, not inconsistent with this Act, and the doing of such other acts (including the selection of officers and employees in accordance with such constitution and bylaws) as may be necessary for such purpose.

PURPOSES OF THE CORPORATION

SEC. 3. The purposes of the corporation shall be to promote the health, social, educational, vocational, and character development of boys throughout the United States of America; to receive, invest, and disburse funds and to hold property for the purposes of the corporation.

CORPORATE POWERS

SEC. 4. The corporation shall have power—

- (1) to have succession by its corporate name;
- (2) to sue and be sued, complain and defend in any court of competent jurisdiction;
- (3) to adopt, use, and alter a corporate seal;
- (4) to choose such officers, managers, agents, and employees as the business of the corporation may require;
- (5) to adopt, amend, and alter a constitution and bylaws, not inconsistent with the laws of the United States or any State in which the corporation is to operate, for the management of its property and the regulation of its affairs;
- (6) to contract and be contracted with;
- (7) to take by lease, gift, purchase, grant, devise, or bequest from any private corporation, association, partnership, firm or individual and to hold any property, real, personal, or mixed,

necessary or convenient for attaining the objects and carrying into effect the purposes of the corporation, subject, however, to applicable provisions of law of any State (A) governing the amount or kind of property which may be held by, or (B) otherwise limiting or controlling the ownership of property by, a corporation operating in such State;

(8) to transfer, convey, lease, sublease, encumber and otherwise alienate real, personal or mixed property; and

(9) to borrow money for the purposes of the corporation, issue bonds therefor, and secure the same by mortgage, deed of trust, pledge, or otherwise, subject in every case to all applicable provisions of Federal and State laws.

PRINCIPAL OFFICE: SCOPE OF ACTIVITIES: DISTRICT OF COLUMBIA AGENT

SEC. 5. (a) The principal office of the corporation shall be located in New York City, New York, or in such other place as may be later determined by the board of directors, but the activities of the corporation shall not be confined to that place, but may be conducted throughout the various States, Territories, and possessions of the United States.

(b) The corporation shall have in the District of Columbia at all times a designated agent authorized to accept service of process for the corporation; and notice to or service upon such agent, or mailed to the business address of such agent, shall be deemed notice to or service upon the corporation.

MEMBERSHIP

SEC. 6. (a) Eligibility for membership in the corporation and the rights, privileges, and designation of classes of members shall, except as provided in this Act, be determined as the constitution and bylaws of the corporation may provide. Each member of the corporation shall have the right to one vote on each matter submitted to a vote at all meetings of the members of the corporation.

(b) Each organization which is a member of the corporation as provided in the constitution thereof shall be entitled to all the benefits of incorporation under this Act, but such benefits shall cease immediately either upon its resignation from the corporation, or in the event that its membership in the corporation is canceled or otherwise terminated by the board of directors, as provided in the constitution of the corporation.

BOARD OF DIRECTORS: COMPOSITION, RESPONSIBILITIES

SEC. 7. (a) Upon the enactment of this Act the membership of the initial board of directors of the corporation shall consist of the present members of the board of directors of the Boys' Clubs of America, the corporation described in section 16 of this Act, or such of them as may then be living and are qualified members of said board of directors, to wit: Hoyt Ammidon, New York, New York; Wendell W. Anderson, Detroit, Michigan; Sewell L. Avery, Chicago, Illinois; Richard E. Berlin, New York, New York; Arthur T. Burger, Boston, Massachusetts; Hendry S. M. Burns, New York, New York; John L. Burns, New York, New York; Peter Capra, New York, New York; James B. Carey, Washington, District of Columbia; Colby M. Chester, New York, New York; Frederic C. Church, Boston, Massachusetts; Albert L. Cole, Pleasantville, New York; Carle C. Conway, New York, New York; Donald K. David, New York, New York; Morse G. Dial, New York, New York; Robert W. Dowling, New York, New York; Kemp-

Initial board of directors.

ton Dunn, New York, New York; Gilbert D. Eaton, Oakland, California; Julius Epstein, Chicago, Illinois; James A. Farley, New York, New York; Horace C. Flanigan, New York, New York; E. E. Fogelson, Dallas, Texas; Philip G. Geiger, Pawtucket, Rhode Island; M. Preston Goodfellow, Washington, District of Columbia; J. Peter Grace, Junior, New York, New York; John S. Griswold, New York, New York; Powell C. Groner, Kansas City, Missouri; Edgar A. Guest, Detroit, Michigan;

William Edwin Hall, New York, New York; Robert B. Heppens, Pittsburgh, Pennsylvania; William Edwin Hill, New York, New York; Allan Hoover, New York, New York; Herbert Hoover, New York, New York; J. Edgar Hoover, Washington, District of Columbia; Arthur Huck, New York, New York; Austin S. Iglehart, New York, New York; Ernest Ingold, San Francisco, California; Edward Ingraham, Bristol, Connecticut; Gordon Jeffery, Toledo, Ohio; Frank R. Jelleff, Washington, District of Columbia; Grant Keehn, New York, New York; James S. Kemper, Chicago, Illinois; Major William G. Kiefer, Louisville, Kentucky; Philip Le Boutillier, New York, New York; Philip Le Boutillier, Junior, Toledo, Ohio; James A. Linen, New York, New York; John D. Lockton, New York, New York; Fred Loock, Milwaukee, Wisconsin; David I. McCahill, Pittsburgh, Pennsylvania; Charles P. McCormick, Baltimore, Maryland; Everett McCullough, Wichita Falls, Texas; Ira McGuire, Muncie, Indiana; Charles R. Messier, Newark, New Jersey; Jeremiah Milbank, New York, New York; Theodore G. Montague, New York, New York; W. R. Nicholson, Junior, Philadelphia, Pennsylvania; Nicholas H. Noyes, Indianapolis, Indiana; Harry L. Olden, Cincinnati, Ohio; Frank Pace, Junior, New York, New York; August K. Paeschke, Milwaukee, Wisconsin; H. Bruce Palmer, Newark, New Jersey; Richard S. Perkins, New York, New York; Samuel F. Pryor, New York, New York; Stanley Resor, New York, New York; Captain E. V. Rickenbacker, New York, New York; Victor F. Ridder, New York, New York; Fredric E. Schluter, Trenton, New Jersey; George A. Scott, San Diego, California;

Irving J. Scher, Milwaukee, Wisconsin; Grant G. Simmons, New York, New York; P. C. Spencer, New York, New York; Clifford L. Strang, Tonawanda, New York; Edward K. Straus, New York, New York; Lewis L. Strauss, Washington, District of Columbia; Kenneth C. Towe, New York, New York; Maxwell M. Upton, New York, New York; Virgil P. Warren, Atlanta, Georgia; Albert C. Wedemeyer, New York, New York; Morgan W. Wheelock, New York, New York; J. Dugald White, New York, New York; Myron A. Wick, Junior, Stamford, Connecticut; Alfred G. Wilson, Detroit, Michigan; William S. Wilson, New York, New York; Matthew Woll, New York, New York; General Robert E. Wood, Chicago, Illinois; Gordon J. Wormal, Santa Barbara, California; E. A. Wright, Detroit, Michigan; Paul S. Young, Schenectady, New York; William Zeigler, Junior, New York, New York.

Subsequent board
of directors.

(b) Thereafter the board of directors of the corporation shall consist of such number as may be prescribed in the constitution of the corporation, and the members of such board shall be selected in such manner (including the filling of vacancies), and shall serve for such terms, as may be prescribed in the constitution and bylaws of the corporation.

(c) The board of directors shall be the managing body of the corporation and shall have such powers, duties, and responsibilities as may be prescribed in the constitution and bylaws of the corporation.

OFFICERS: ELECTION AND DUTIES OF OFFICERS

SEC. 8. (a) The officers of the corporation shall be a chairman of the board of directors, a president, one or more vice presidents (as may be prescribed in the constitution and bylaws of the corporation), a secretary, and a treasurer, and one or more assistant secretaries and assistant treasurers as may be provided in the constitution and bylaws.

(b) The officers of the corporation shall be elected in such manner and for such terms and with such duties as may be prescribed in the constitution and bylaws of the corporation.

USE OF INCOME: LOANS TO OFFICERS, DIRECTORS, OR EMPLOYEES

SEC. 9. (a) No part of the income or assets of the corporation shall inure to any of its members, directors, or officers as such, or be distributable to any of them during the life of the corporation or upon its dissolution or final liquidation. Nothing in this subsection, however, shall be construed to prevent the payment of compensation to officers of the corporation in amounts approved by the board of directors of the corporation.

(b) The corporation shall not make loans to its officers, directors, or employees. Any director who votes for or assents to the making of a loan or advance to an officer, director, or employee of the corporation, and any officer who participates in the making of such a loan or advance, shall be jointly and severally liable to the corporation for the amount of such loan until the repayment thereof.

NONPOLITICAL NATURE OF CORPORATION

SEC. 10. The corporation, and its officers and directors as such, shall not contribute to or otherwise support or assist any political party or candidate for public office.

LIABILITY FOR ACTS OF OFFICERS AND AGENTS

SEC. 11. The corporation shall be liable for the acts of its officers and agents when acting within the scope of their authority.

PROHIBITION AGAINST ISSUANCE OF STOCK OR PAYMENT OF DIVIDENDS

SEC. 12. The corporation shall have no power to issue any shares of stock or to declare or pay any dividends.

BOOKS AND RECORDS: INSPECTION

SEC. 13. The corporation shall keep correct and complete books and records of account and shall keep minutes of the proceedings of its members, board of directors, and committees having any authority under the board of directors; and it shall also keep at its principal office a record of the names and addresses of its members entitled to vote. All books and records of the corporation may be inspected by any member entitled to vote, or his agent or attorney, for any proper purpose, at any reasonable time.

AUDIT OF FINANCIAL TRANSACTIONS

SEC. 14. (a) The financial transactions shall be audited annually by an independent certified public accountant in accordance with the principles and procedures applicable to commercial corporate transactions. The audit shall be conducted at the place or places where

the accounts of the corporation are normally kept. All books, accounts, financial records, reports, files, and all other papers, things, or property belonging to or in use by the corporation and necessary to facilitate the audit shall be made available to the person or persons conducting the audit; and full facilities for verifying transactions with the balances or securities held by depositories, fiscal agents, and custodians shall be afforded to such person or persons.

(b) A report of such audit shall be made by the corporation to the Congress not later than March 1 of each year. The report shall set forth the scope of the audit and shall include a verification by the person or persons conducting the audit of statements of (1) assets and liabilities, (2) capital and surplus or deficit, (3) surplus or deficit analysis, (4) income and expense, and (5) sources and application of funds. Such report shall not be printed as a public document.

USE OF ASSETS ON DISSOLUTION OR LIQUIDATION

SEC. 15. Upon dissolution or final liquidation of the corporation, after discharge or satisfaction of all outstanding obligations and liabilities, the remaining assets, if any, of the corporation shall be distributed in accordance with the determination of the board of directors of the corporation and in compliance with the constitution and bylaws of the corporation and all Federal and State laws applicable thereto.

TRANSFER OF ASSETS

SEC. 16. The corporation may acquire the assets of the Boys' Clubs of America, a corporation organized under the laws of the Commonwealth of Massachusetts, upon discharging or satisfactorily providing for the payment and discharge of all of the liability of such corporation and upon complying with all laws of the Commonwealth of Massachusetts applicable thereto.

RESERVATION OF RIGHT TO AMEND OR REPEAL CHARTER

SEC. 17. The right to alter, amend, or repeal this Act is expressly reserved.

Approved August 6, 1956.

Public Law 989

CHAPTER 977

August 6, 1956
[S. 2585]

AN ACT

To authorize an exchange of land at the Agricultural Research Center.

Agricultural Research Center.
Land exchange.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of Agriculture is hereby authorized to convey by quitclaim deed to the Powder Mill Development Company, Incorporated, a parcel of land containing approximately one thousand three hundred and seventy-five square feet and located on the northerly side of Selman Road, Prince George's County, Maryland, and separated from the Agricultural Research Center, Beltsville, Maryland, by Selman Road and Cherry Hill Road, in exchange for that parcel of land now owned by the Powder Mill Development Company, Incorporated, containing approximately three thousand one hundred and twenty-six square feet and located on the southerly side of the said Selman Road, Prince George's County, Maryland, and adjoining other lands of the Agricultural Research Center, Beltsville, Maryland: *Provided*, That the lands so acquired from the Powder Mill Development Company,

Incorporated, may be acquired subject to such reservations and outstanding interests as the Secretary determines will not interfere with the use thereof in connection with the Agricultural Research Center, Beltsville, Maryland.

SEC. 2. The provisions of section 2 of the Watershed Protection and Flood Prevention Act (68 Stat. 666) providing that no appropriation shall be made for certain plans unless such plans are approved by resolutions adopted by the appropriate committees of the Senate and House of Representatives, and the provisions of section 5 of such Act requiring transmittal of a copy of such plans and the justification therefor to the Congress, shall not apply with respect to the Coneross Watershed Project in the State of South Carolina.

Approved August 6, 1956.

Coneross Watershed Project, S.C.
16 USC 1002.

68 Stat. 667.
16 USC 1005.

Public Law 990

CHAPTER 978

AN ACT

To provide for the establishment of a fish hatchery in the State of West Virginia.

August 6, 1956
[S. 3831]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized to establish, construct, equip, operate, and maintain a new fish hatchery in the State of West Virginia.

SEC. 2. There are hereby authorized to be appropriated such sums as may be necessary to carry out the purposes of this Act.

Approved August 6, 1956.

Public Law 991

CHAPTER 979

AN ACT

To authorize the Secretary of the Interior to convey to Indian tribes certain federally owned buildings, improvements, or facilities on tribal lands or on lands reserved for Indian administration.

August 6, 1956
[S. 3927]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior at the request of any Indian tribe, band, or group is authorized to convey to such Indian tribe, band, or group, by such means as he may deem appropriate, title to any federally owned buildings, improvements, or facilities (including any personal property used in connection with such buildings, improvements, or facilities) that are situated on lands of such tribe, band, or group or on lands reserved for the administration of its affairs, and that are no longer required by the Secretary for the administration of Indian affairs. Any tribe, band, or group to which property is conveyed pursuant to this Act may dispose of such property whenever its governing body determines that the property is no longer needed for its use. If, at any time while property conveyed pursuant to this Act remains in the ownership of any Indian tribe, band, or group, the Secretary of the Interior determines that such property is not being adequately maintained or properly utilized by such tribe, band, or group or that the property creates a health or safety hazard or other undesirable condition, he may declare a forfeiture of the conveyance and the title to such property shall thereupon revert to the United States. Such determination by the Secretary shall be final.

Indians.
Building improvements conveyed to tribe.

SEC. 2. For the purpose of this Act, the term "Indian" shall include Eskimos and Aleuts.

"Indians".

Approved August 6, 1956.

Public Law 992

CHAPTER 980

August 6, 1956
[S. 3101]

AN ACT

To authorize construction by the Secretary of the Interior of the Crooked River Federal reclamation project, Oregon.

Crooked River
reclamation proj-
ect, Oreg.
Authorization.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, for the purpose of furnishing water for the irrigation of arid and semiarid lands (including approximately twenty thousand acres of land in Crook County, Oregon) and for other beneficial purposes, the Secretary of the Interior is authorized to construct, operate, and maintain the Crooked River Federal reclamation project. The principal new works of the said project shall include a dam and storage reservoir at or near the Prineville site, a diversion dam and canal below said reservoir, and related pumping plants, canals, conduits, drains, and other facilities. The operation of said works shall be integrated with the operation of the existing Ochoco Dam and Reservoir and of the Government-owned generator in the Cove powerplant of the Pacific Power and Light Company, which works shall, for the purpose of this Act, be considered as works of the Crooked River project.

Conditions.

43 USC 371 note.

SEC. 2. In constructing, operating, and maintaining the Crooked River project, the Secretary shall be governed by the Federal reclamation laws (Act of June 17, 1902, 32 Stat. 388, and Acts amendatory thereof or supplementary thereto), except that (1) any contract entered into under section 9, subsection (d) of the Reclamation Project Act of 1939 (53 Stat. 1187, 1193; 43 U. S. C., sec. 485h) for payment of those portions of the costs of constructing, operating, and maintaining the project which are allocated to irrigation and assigned to be paid by the contracting organization shall provide for the repayment of the portion of the construction cost of the project assigned to any contract unit or, if the contract unit be divided into two or more blocks, to any such block over a period of not more than fifty years (exclusive of any permissible development period) or as near thereto as is consistent with the adoption and operation of a variable payment formula which, being based on full repayment within the said period under average conditions, permits variance in the required annual payments in the light of economic factors pertinent to the ability of the organization to pay; (2) the construction charge obligation of the Ochoco Irrigation District set out in its contract with the United States dated April 24, 1950, may, if the district so elects, be merged with and paid under the same conditions as other obligations undertaken by it under this Act; (3) that portion of the cost of constructing the new works of the project which is allocated to irrigation but is beyond the ability of the water users to pay shall be charged to and returnable to the reclamation fund from net revenues derived by the Secretary of the Interior from his sale of power from the Dalles project, Oregon, which are over and beyond the amounts required to amortize the power investment therein, as provided in section 5 of the Act of December 22, 1944 (58 Stat. 887, 890; 16 U. S. C., sec. 825s), and to return interest on the unamortized balance of said investment; and (4) construction of any of the new works herein authorized shall not be commenced until the Secretary shall have certified to the Congress, in accordance with the provisions of the Act of July 31, 1953 (67 Stat. 261, 266), that an adequate soil survey and land classification of not less than twenty thousand acres of land to be served by the project has been made and that those lands are susceptible to the production of agricultural crops by means of irrigation or that their susceptibility to the sustained production of agricultural crops by means of irrigation has been demonstrated

43 USC 390a.

in practice. Those costs of constructing the project which are properly allocable to flood control and to the preservation and propagation of fish and wildlife as provided in existing law, and the like costs of operating and maintaining the same shall be nonreturnable and nonreimbursable under the reclamation laws.

SEC. 3. The Secretary is authorized, in connection with the Crooked River project, to construct minimum basic public recreational facilities and to arrange for the operation and maintenance of the same by an appropriate State or local agency or organization. The cost of such facilities shall be nonreturnable and nonreimbursable under the Federal reclamation laws.

Recreational facilities.

SEC. 4. In order to promote the preservation and propagation of fish and wildlife in accordance with section 2 of the Act of August 14, 1946 (60 Stat. 1080, 16 U. S. C., sec. 661a), an appropriate screen and fish ladder shall be provided at the diversion canal headworks of the Crooked River project below Prineville Reservoir and a minimum release of ten cubic feet per second shall be maintained from said reservoir for the benefit of downstream fishlife during those months when there is no other discharge therefrom, but this release may be reduced for brief temporary periods by the Secretary whenever he may find that release of the full ten cubic feet per second is harmful to the primary purpose of the project.

Screen and fish ladder.
16 USC 662.

SEC. 5. There are hereby authorized to be appropriated \$6,339,000 for construction of the new works of the Crooked River project, plus such amounts, if any, as may be required by reason of changes in the cost of construction work of the types involved therein as shown by engineering indices and, in addition thereto, such sums as may be required to operate and maintain said project.

Appropriation.

Approved August 6, 1956.

Public Law 993

CHAPTER 981

AN ACT

To authorize the Secretary of the Interior to construct, operate, and maintain the Little Wood River reclamation project, Idaho.

August 6, 1956
[S. 3227]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, for the principal purposes of improving the irrigation water supply of approximately ten thousand acres of land in Blaine County, Idaho, and assisting in the control of floods, the Secretary of the Interior is authorized to undertake an enlargement of the Little Wood River Reservoir and to operate and maintain the same in accordance with the Federal reclamation laws (Act of June 17, 1902, 32 Stat. 388, and Acts amendatory thereof or supplementary thereto). Any contract entered into under section 9, subsection (d), of the Reclamation Project Act of 1939 (53 Stat. 1187, 1193; 43 U. S. C. 485h) for payment of those portions of the costs of constructing, operating, and maintaining the Little Wood River project which are properly allocable to irrigation and which are assigned to be paid by the contracting organization shall provide for the repayment of the construction cost over a period of not more than forty years or as near thereto as is consistent with the adoption and operation of a variable payment formula which, being based on full repayment within the period stated under average conditions, permits variance in the required annual payments in the light of economic factors pertinent to the ability of the organization to pay.

Little Wood River project.

43 USC 391.

SEC. 2. The Secretary is authorized to construct minimum basic public recreational facilities in connection with the Little Wood River

Recreational facilities.

project and to enter into appropriate arrangements for the operation and maintenance of the same by a State or local agency or organization. The cost of such facilities shall be nonreimbursable and nonreturnable under the reclamation laws.

Fish and wild-
life preservation.

16 USC 662.

SEC. 3. (a) The Secretary may make such reasonable provision in the works of the Little Wood River project as, upon further study in accordance with section 2 of the Act of August 14, 1946 (60 Stat. 1080, 16 U. S. C. 661a), he finds to be required for the preservation and propagation of fish and wildlife. An appropriate portion of the construction cost of the project shall be allocated as provided in said Act and it, together with the portion of the construction cost allocated to flood control and the portions of the operation and maintenance costs allocated to these functions or the capitalized value of the equivalent thereof, shall be nonreimbursable and nonreturnable under the reclamation laws.

Hunting and
fishing.

(b) So far as the Secretary finds the same to be consistent with safety and with efficient operation or the primary purpose of the Little Wood River project, the project waters in the project area shall be open to free public use for lawful hunting and fishing purposes, and free access to the waters for those purposes shall be assured.

(c) Little Wood River Reservoir shall be operated in accord with water rights, under decree or permit, which are valid under the laws of the State of Idaho, but the Congress, taking cognizance of the need for clarification of certain of these rights in some formal manner effective under Idaho law, particularly as between the Fish and Game Department of said State and the water users under the Little Wood River project or their organizations, does not by this declaration accept for or impose upon the United States, its officers or employees any responsibility for determining the correctness of such claims of right and does not, either by the enactment of this Act or by any action taken pursuant thereto, intend to aid or prejudice the claims of any party to a dispute with respect thereto or to impose upon any party to a contract entered into under this Act any obligation with respect to such rights that does not exist under the laws of the State of Idaho or to require that water, other than that which is available under established rights, shall be used primarily either for irrigation or for the preservation of fish and wildlife resources.

Appropriation.

SEC. 4. There are hereby authorized to be appropriated for construction of the Little Wood River project \$1,880,000 plus such amounts, if any, as may be required by reason of changes in construction costs as indicated by engineering cost indexes applicable to the types of construction involved therein and, in addition, such amounts as may be required to operate and maintain said project.

Approved August 6, 1956.

Public Law 994

CHAPTER 982

AN ACT

August 6, 1956
[H. R. 9348]

To amend the Act entitled "An Act incorporating the Archaeological Institute of America" to increase the value of real and personal property that such Institute may hold.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 3 of the Act entitled "An Act incorporating the Archaeological Institute of America", approved May 26, 1906 (34 Stat. 203), is amended by striking out "one million" and inserting in lieu thereof "twenty million".

Approved August 6, 1956.

Public Law 995

CHAPTER 983

AN ACT

To provide for the conveyance of La Puntilla Military Reservation, San Juan, Puerto Rico, to the Commonwealth of Puerto Rico.

August 6, 1956
[H. R. 9506]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Army is authorized and directed to convey the property described in section 2 of this Act to the Commonwealth of Puerto Rico, by quitclaim deed, without monetary consideration therefor but on condition that the property will be maintained by the Commonwealth of Puerto Rico as a historic monument, and if such property shall ever cease to be maintained by the Commonwealth of Puerto Rico as a historic monument, or for other similar purposes, all the right, title, and interest in and to such property shall revert to, and become the property of the United States, which shall have the immediate right of entry thereon.

Puerto Rico.
Conveyance.

SEC. 2. The real property to be conveyed to the Commonwealth of Puerto Rico consists of 3.24 acres, more or less, together with improvements thereon, in the city of San Juan, Puerto Rico, described as follows:

Beginning at a point marked by a large granite post sunk in the ground, having a punched brass bolt let into the top, located on the line between the Department of the Army reservation known as La Puntilla and the lighthouse reservation, about 30 feet east of the true north and south line permanently established in 1913; thence south 85 degrees 46 minutes 50 seconds west, 257.58 feet; thence south 5 degrees 4 minutes 22 seconds east, 98.26 feet; thence south 84 degrees 6 minutes 39 seconds west, 273.53 feet; thence north 5 degrees 35 minutes 22 seconds west, 177.751 feet; thence south 46 degrees 6 minutes 6 seconds east, 79.609 feet; thence north 40 degrees 38 minutes 56 seconds east, 286.78 feet; thence south 4 degrees 23 minutes 37 seconds east, 11.14 feet; thence south 4 degrees 23 minutes 37 seconds east, 8.67 feet; thence in arc of 90 degrees 18 minutes 6.5 seconds—13.7 feet, r.=8.7 feet, 13.709 feet; thence north 85 degrees 33 minutes 41 seconds east, 8.49 feet; thence north 85 degrees 33 minutes 41 seconds east, 79.85 feet; thence north 25 degrees 26 minutes 25 seconds east, 345.5 feet; thence north 74 degrees 6 minutes 51 seconds east, 108.94 feet; thence north 75 degrees 3 minutes 42 seconds east, 33.63 feet; thence north 82 degrees 30 minutes 11 seconds east, 56.47 feet; thence south 87 degrees 26 minutes 54 seconds east, 42.25 feet; thence south 27 degrees 33 minutes 6 seconds west, 7.74 feet; thence north 87 degrees 26 minutes 44 seconds west, 19.90 feet; thence south 28 degrees 27 minutes 23 seconds west, 107.80 feet; thence south 3 degrees 7 minutes 58 seconds east, 122.65 feet; thence south 86 degrees 32 minutes 46 seconds west, 84.51 feet; thence south 3 degrees 24 minutes 22 seconds east, 134.04 feet; thence north 86 degrees 30 minutes 8 seconds east, 83.86 feet; thence south 3 degrees 7 minutes 58 seconds east, 172.53 feet; thence south 85 degrees 46 minutes 50 seconds west, 126.65 feet, containing 4.55 acres, more or less, excepting and reserving unto the United States, however, a portion thereof comprising 1.31 acres, more particularly described in Executive Order Numbered 8867 dated August 22, 1941, "Transferring to the Control and Jurisdiction of the Treasury Department a Certain Portion of the Military Reservation at 'La Puntilla' San Juan, Puerto Rico".

Approved August 6, 1956.

3 CFR cum. supp.
990.

Public Law 996

CHAPTER 984

August 6, 1956
[H. R. 7596]

AN ACT

To provide for the disposal of federally owned property at obsolescent canalized waterways and for other purposes.

Waterways, ca-
nalized,
Disposition.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, (a) whenever the Secretary of the Army, upon recommendation of the Chief of Engineers, determines that any of the following listed Federal project structures and appurtenances, including real property acquired therefor, no longer economically serve the purpose for which they were constructed or acquired, such property may be disposed of in accordance with the provisions of existing law: Upper White River, Arkansas (three locks and dams); Big Sandy River, Kentucky (five locks and dams); Rough River, Kentucky (one lock and dam); Osage River, Missouri (one lock and dam); Muskingum River, Ohio (eleven locks and dams); Yamhill River, Oregon (one lock and dam); Congaree River, South Carolina (one lock and dam); Little Kanawha River, West Virginia (five locks and dams): *Provided*, That the provisions of this section shall not be effective with respect to the Big Sandy River, Kentucky, and the Rough River, Kentucky, pending and until a determination has been made by the Secretary of the Army that the project structures and appurtenances including real property will not be required in connection with any improvements for navigation or other allied purposes under consideration in surveys of the Big Sandy River and Rough River now authorized.

(b) If any of the project structures and appurtenances (including real property) listed in subsection (a) will be rendered inoperable by flooding caused by current construction by the United States, disposal of such structures and appurtenances under this Act shall be deferred so long as local interests defray the costs of maintenance and operation of such project structures and appurtenances (including real property) under arrangements satisfactory to the Secretary of the Army.

Appropriations.

SEC. 2. There is hereby authorized to be expended from appropriations heretofore or hereafter made for civil functions administered by the Department of the Army, such funds as may be necessary to restore drainage and otherwise prepare the project structures for abandonment with a minimum of adverse effect on adjacent areas: *Provided*, That in lieu of preparing dam numbered 3 on the Big Sandy River for abandoning such funds may be expended for modification of the lock and restoration for said dam either as a movable or fixed type dam but not to exceed \$50,000, contingent upon local interests furnishing such additional funds as may be necessary and agreeing to accept the property and take over operation and maintenance of the said structure.

Conveyance to
local interests.

SEC. 3. The Administrator of General Services is hereby authorized to transfer or to convey by quitclaim deed to local interests defraying the cost (in whole or in part) of maintaining and operating such project structures and appurtenances (including real property), States, political subdivisions thereof, adjacent property owners, or others, all or any part of the right, title, and interest of the United States in and to such property upon such terms and conditions as the Administrator may determine to be in the public interest, after making allowance for any capital investment which local interests maintaining and operating such project structures and appurtenances (including real property) may have made, regardless of any other provision of law: *Provided, however*, That preference shall be given first, to local interests who, on the date of enactment of this Act, are defraying the cost (in

Preference.

whole or in part) of maintaining and operating such project structures and appurtenances (including real property), and second to State or local governmental agencies, to acquire property not transferred to other Federal agencies. Providing that the provisions of this Act, relating to the Palestine Dam (lock and dam numbered 4) on the Little Kanawha River in West Virginia, be inoperative until such time as the Federal Government has reimbursed the State of West Virginia through its Conservation Commission, the sum of \$20,000 to cover the cost of damage to the State-owned fish hatchery near Palestine, which was damaged by the failure of the Government to keep the dam in proper repair.

Approved August 6, 1956.

Palestine Dam.

Public Law 997

CHAPTER 985

AN ACT

To amend section 7 of the War Claims Act of 1948, with respect to claims of certain religious organizations functioning in the Philippine Islands.

August 6, 1956
[H. R. 6586]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 7 of the War Claims Act of 1948 (50 App. U. S. C., sec. 2006) is amended by adding at the end thereof the following new subsection:

“(h) (1) Any religious organization functioning in the Philippines and of the same denomination as a religious organization functioning in the United States which furnished relief (as described, and during the period designated, in subsection (a) of this section) in the Philippines to members of the Armed Forces of the United States or to civilian American citizens shall be compensated from the War Claims Fund (A) for expenditures incurred, or for payment of the fair value of supplies used by such organization, for the purpose of furnishing such relief and (B) for loss and damage sustained as a consequence of the war to its schools, colleges, universities, scientific observatories, hospitals, dispensaries, orphanages, and other property or facilities connected with its educational, medical, or welfare work. No payments shall be made to any organization under this subsection if such organization has received an award under subsection (a) or (b) of this section, and no payments shall be made to any organization pursuant to clause (B) of this paragraph unless such organization has received an award for war damages from the Philippine War Damage Commission under the provisions of the Philippine Rehabilitation Act of 1946, as amended.

War Claims Act
of 1948, amend-
ments.
62 Stat. 1245.

Religious or-
ganizations in the
Philippines.
Compensation.

“(2) The Commission is authorized to receive, determine according to law, and provide for the payment of claims filed under this subsection. Each claim allowed by the Commission under this subsection shall be certified to the Secretary of the Treasury for payment out of the War Claims Fund. All payments under this subsection shall be made to an organization or individual in the United States designated by the claimant, and, in the case of claims under clause (B) of paragraph (1) of this subsection such payments shall be used for the purpose of restoring the educational, medical, and welfare facilities described in such clause.

“(3) Claims for benefits under this subsection must be filed within six months after the date of enactment of this subsection. The Commission shall complete its determination with respect to each claim filed under this subsection at the earliest practicable date, but in no event later than one year after the date on which such claim was filed.

60 Stat. 128.
50 U S C app.
1751 note.

“(4) Claims filed pursuant to clause (B) of paragraph (1) of this subsection shall be determined and paid upon the basis of postwar cost of replacement for the twelve-month period ending October 1, 1952, as ascertained by the Commission.”

Approved August 6, 1956.

Public Law 998

CHAPTER 986

August 6, 1956
[H. R. 11197]

AN ACT

To provide for the retention in public ownership of certain lands around the Jim Woodruff Reservoir, Florida and Georgia, being administered by the Florida Game and Fresh Water Fish Commission.

Jackson County,
Fla.
Retention of
lands.

16 USC 663.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following-described lands of the United States in Jackson County, Florida, adjacent to the Jim Woodruff Reservoir, under the administration and management of the Florida Game and Fresh Water Fish Commission, pursuant to the general plan entered into in accordance with section 3 of the Act of August 14, 1946 (60 Stat. 1080), shall be retained by the United States for fish and wildlife and recreational purposes.

JACKSON COUNTY

Township 5 north, range 7 west:

Section 31: East half less west half of northwest quarter of northeast quarter and west half of southeast quarter of northwest quarter of northeast quarter; north half of southeast quarter of northwest quarter, plus 5 acres in northeast quarter of northeast quarter of northwest quarter; southeast quarter of southwest quarter.

Section 32: All.

Section 30: East half less north half of northwest quarter of northeast quarter and west half of southwest quarter of northwest quarter of northeast quarter.

Section 29: All.

Section 19: East half and northeast quarter of southeast quarter; northeast quarter of southwest quarter; southeast quarter of northwest quarter.

Section 20: Southwest quarter of southwest quarter.

Township 5 north, range 8 west:

Section 36: South half of southeast quarter.

Township 4 north, range 8 west:

Section 1: East quarter; northeast corner, northwest quarter of northeast quarter, 4 acres.

Section 12: Northeast quarter of northeast quarter, less cemetery.

Township 4 north, range 7 west:

Section 5: All.

Section 6: All.

Section 7: Northeast quarter; east half and northwest quarter of northwest quarter; northeast quarter of southeast quarter; north half of northwest quarter of southeast quarter; north half of northeast quarter of southwest quarter.

Section 8: All.

Section 17: Northwest quarter of northwest quarter; northwest quarter of southwest quarter of northwest quarter.

Approved August 6, 1956.

Public Law 999

CHAPTER 987

AN ACT

To provide for the sale of lands in reservoir areas under the jurisdiction of the Department of the Army for cottage site development and use.

August 6, 1956
[H. R. 11702]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That whenever the Secretary of the Army determines that any Government-owned lands other than lands withdrawn or reserved from the public domain within reservoir areas under his control (1) are not required for project purposes or for public recreational use, and (2) are being used for or are available for cottage site development and use, he is authorized to offer such lands, or any part thereof, for sale for such purposes in accordance with the provisions of this Act: *Provided, however,* That any lands held under lease for cottage site purposes on the date of the approval of this Act shall not be offered for sale to anyone other than the lessee until after sixty days from the date of the written notice to the lessee as provided in section 2 of this Act, or the termination or expiration date of such lease, whichever is later, and the lessee shall have the right during such period to purchase any lands leased to him which the Secretary determines are available for sale.

Public lands for
cottage site de-
velopment.
Sale.

SEC. 2. (a) Public notice of the availability of the lands for sale for cottage site development and use shall be given in such manner as the Secretary of the Army may by regulation prescribe, including publication within the vicinity of the lands available for sale: *Provided, however,* That notice to lessees of cottage sites shall be given in writing within 90 days after publication of such regulations in the Federal Register and the notice shall state the appraised fair market value of the land available for sale to such lessee.

Notice.

Publication of
regulations in FR.

(b) The sale of lands for cottage site development and use shall be accomplished by any method which the Secretary of the Army determines to be in the public interest, including public auction, seal bids, and by negotiation with lessees and with others after competitive bidding.

(c) The price to be paid for any lands sold for cottage site development and use pursuant to the provisions of this Act shall be not less than the appraised fair market value thereof as determined by the Secretary of the Army.

Price.

(d) The Secretary of the Army is authorized to convey by quitclaim deed all the right, title, and interest of the United States in and to the lands sold for cottage site development and use pursuant to the provisions of this Act, the conveyance to be on condition that the property conveyed shall be used for cottage site purposes only, and in the event of use for any other purposes, title to the land and improvements shall revert to and vest in the United States: and subject to such other conditions, reservations, and restrictions as the Secretary may determine to be necessary for the management and operation of the reservoir, or for the protection of lessors or owners of cottage sites within the area.

Conveyance.

SEC. 3. The Secretary of the Army may, by quitclaim deed, deed of easement, or otherwise, transfer to the State in which lands sold for cottage site development and use pursuant to this Act are located, or to any political subdivision thereof, or to any organization consisting of not less than 50 per centum of the owners of cottage sites in the area, without monetary consideration, any lands being used or to be used for roads primarily to serve the cottage site areas: *Provided, however,* That the deed or other instrument transferring such land shall specifically provide for appropriate use and maintenance of the property by the State, political subdivision, or organization, and any

Transfer to
State, etc.

deed conveying title to such lands for roadway purposes shall contain the condition and limitation that in the event the land conveyed shall fail or cease to be used for roadway purposes the same shall immediately revert to and vest in the United States.

Cost of survey.

SEC. 4. The costs of any surveys or the relocation of boundary markers necessary as an incident of a conveyance or other property transfer under this Act shall be borne by the grantee.

Delegation of authority.

SEC. 5. The Secretary of the Army may delegate any authority conferred upon him by this Act to any officer or employee of the Department of the Army. Any such officer or employee shall exercise the authority so delegated under rules and regulations approved by the Secretary.

SEC. 6. The proceeds from any sale made under this Act shall be covered into the Treasury of the United States as miscellaneous receipts.

Approved August 6, 1956.

Public Law 1000

CHAPTER 988

August 6, 1956
[H. R. 9594]

AN ACT

To amend the Act of August 31, 1954 (68 Stat. 1037), relating to the acquisition of non-Federal land within the existing boundaries of any national park, and for other purposes.

Cape Hatteras
National Seashore
Recreational Area.
16 USC 452a.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of August 31, 1954 (68 Stat. 1037), is hereby amended to extend the authority of the Secretary of the Interior, contained therein, to the Cape Hatteras National Seashore Recreational Area.

Funds.

SEC. 2. Any funds appropriated to the Department of the Interior for the acquisition of non-Federal lands within areas of the National Park System shall hereafter be available for the acquisition of non-Federal lands within the Cape Hatteras National Seashore Recreational Area, and the appropriation of funds for the acquisition of such lands is hereby authorized.

Limitation.

SEC. 3. The total amount which may be expended for the land acquisition program at Cape Hatteras National Seashore Recreational Area, pursuant to the authorizations contained in this Act, is hereby expressly limited to \$250,000.

Approved August 6, 1956.

Public Law 1001

CHAPTER 989

August 6, 1956
[H. R. 9396]

AN ACT

To amend the Tariff Act of 1930 to place guar seed on the free list.

46 Stat. 672.
19 USC 1201.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 201 of the Tariff Act of 1930 is amended by adding at the end thereof the following new paragraph:

Guar seed.

"Par. 1820. Guar seed (*Cyamopsis tetragonoloba*)."

The amendment made by this section shall apply only in the case of articles entered for consumption, or withdrawn from warehouse for consumption, on or after the date of enactment of this Act and prior to the expiration of two years after such date.

46 Stat. 682.

SEC. 2. (a) Paragraph 1774 of the Tariff Act of 1930, as amended (19 U. S. C. 1201, par. 1774), is amended to read as follows:

"PAR. 1774. Altars, pulpits, communion tables, baptismal fonts, shrines, mosaics, or parts of any of the foregoing, and statuary (except casts of plaster of paris, or of compositions of paper or papier-mache), imported in good faith for the use of, either by order of or for presentation (without charge) to, any corporation or association organized and operated exclusively for religious purposes."

Altars, pulpits,
etc.

(b) This section shall apply to articles entered, or withdrawn from warehouse, for consumption on or after the date of enactment of this section, and to mosaics covered by entries or withdrawals which have not been liquidated or the liquidation of which has not become final on such date of enactment.

SEC. 3. That the Secretary of the Treasury is hereby directed to admit free of duty any stained glass or any prefabricated panels consisting of stained glass set in reinforced concrete with fastening devices which may be imported within the twelve-month period commencing on the date of enactment of this Act for use in the construction of a new sanctuary and auxiliary buildings for the First Presbyterian Church of Stamford, Connecticut.

First Presby-
terian Church,
Stamford, Conn.

Approved August 6, 1956.

Public Law 1002

CHAPTER 990

JOINT RESOLUTION

To amend the Act of August 20, 1954, establishing a commission for the celebration of the two hundredth anniversary of the birth of Alexander Hamilton.

August 6, 1956
[H. J. Res. 546]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That section 4 of the Act of August 20, 1954 (ch. 770, 68 Stat. 746), is amended by inserting before the period the following "or in the alternative they may receive their transportation and not to exceed \$20 per diem in lieu of subsistence".

Alexander Hamil-
ton Bicentennial
Commission.

SEC. 2. The Act of August 20, 1954 (ch. 770, 68 Stat. 746), is further amended by inserting a new section 5 to read as follows:

"SEC. 5. The Commission is authorized to—

"(a) accept donations of money and property and to utilize the same in carrying out the purposes of this resolution;

"(b) accept and utilize services of voluntary and uncompensated personnel and to pay any such personnel when engaged in the work of the Commission necessary travel and subsistence expenses or, in the alternative, transportation, and not to exceed \$20 per diem in lieu of subsistence;

"(c) cooperate with patriotic and historical societies and with institutions of learning; and

"(d) call upon Federal agencies for their advice and assistance in carrying out the purposes of this resolution."

SEC. 3. Sections 5, 6, 7, and 8 of the Act of August 20, 1954, are redesignated sections 6, 7, 8, and 9 respectively.

Approved August 6, 1956.

Public Law 1003

CHAPTER 1012

JOINT RESOLUTION

To extend the operation of the Emergency Ship Repair Act of 1954.

August 6, 1956
[S. J. Res. 187]

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That section 4 of

68 Stat. 754.
50 U S C app
2393.

the Emergency Ship Repair Act of 1954 (Public Law 608, Eighty-third Congress) is amended by striking out the words "within twenty-four months after date of enactment of this Act", and inserting in place thereof "before July 1, 1958".

Approved August 6, 1956.

Public Law 1004

CHAPTER 1013

August 6, 1956
[S. 3113]

AN ACT

To amend section 9 (c) (2) of the Merchant Ship Sales Act of 1946, as amended.

60 Stat. 48.
50 U S C app.
1742.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 9 (c) (2) of the Merchant Ship Sales Act of 1946 is hereby amended by inserting before "; and" at the end thereof the following proviso: "Provided, That the provisions of this subsection (c) (2) shall not apply to any such charter party executed on or after the date of enactment of this amendatory proviso; and the Secretary of Commerce is directed to modify any adjustment agreement to the extent necessary to conform to the provisions of this amendatory proviso".

Approved August 6, 1956.

Public Law 1005

CHAPTER 1014

August 6, 1956
[S. 3881]

AN ACT

Authorizing the demolition and removal of certain greenhouses and other structures on square 576 west in Washington, District of Columbia, and the construction of other facilities in place thereof, at the Botanic Garden Nursery, and for other purposes.

Greenhouses.
Removal.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Architect of the Capitol, under the direction of the Joint Committee on the Library, is hereby authorized and directed to demolish and remove all existing greenhouses and other structures from square 576 west in the city of Washington, District of Columbia, bounded by Maryland Avenue, Second Street, Independence Avenue, and Third Street SW., and to develop such square as a park area.

Construction of
other facilities.

SEC. 2. The Architect of the Capitol, under the direction of the Joint Committee on the Library and in accordance with plans to be prepared by the Architect of the Capitol and to be approved by the Joint Committee on the Library, is hereby authorized and directed to construct eight new greenhouses, a boilerhouse, and other necessary structures and facilities at the United States Botanic Garden Nursery on land heretofore acquired by the United States Botanic Garden under authority of the Act of June 26, 1926 (44 Stat. 774), in place of the greenhouses and other structures authorized to be demolished under section 1 hereof.

Contract au-
thority.

SEC. 3. The Architect of the Capitol, under the direction of the Joint Committee on the Library, is hereby authorized and directed to enter into contracts and to make such expenditures, including expenditures for personal and other services, as may be necessary for carrying out the provisions of this Act and there is hereby authorized to be appropriated for such purpose the sum of \$587,000.

Appropriation.

Approved August 6, 1956.

Public Law 1006

CHAPTER 1015

AN ACT

To amend the Atomic Energy Act of 1954, as amended, and for other purposes.

August 6, 1956
[S. 4203]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 11 u. of the Atomic Energy Act of 1954, as amended, is amended to read as follows:

Atomic Energy
Act of 1954, amend-
ments.
68 Stat. 924.
42 USC 2014.

“u. The term ‘United States’ when used in a geographical sense includes all Territories and possessions of the United States, the Canal Zone and Puerto Rico.”

SEC. 2. Section 31 a. of the Atomic Energy Act of 1954, as amended, is amended by inserting after the word “development” in the first sentence thereof the words “and training”.

42 USC 2051.

SEC. 3. Section 31 b. and section 31 c. of the Atomic Energy Act of 1954, as amended, are amended by redesignating the sections as sections 31 c. and 31 d. respectively and by adding a new section 31 b. reading as follows:

“b. The Commission is further authorized to make grants and contributions to the cost of construction and operation of reactors and other facilities and other equipment to colleges, universities, hospitals, and eleemosynary or charitable institutions for the conduct of educational and training activities relating to the fields in subsection a.”

Grants for con-
struction of re-
actors, etc.

SEC. 4. Section 161 of the Atomic Energy Act of 1954, as amended, is amended by adding at the end thereof the following new subsection:

42 USC 2201.

“r. The Commission is authorized and empowered, under such terms and conditions as are deemed advisable by it, to grant easements for rights-of-way over, across, in, and upon acquired lands under its jurisdiction and control, and public lands permanently withdrawn or reserved for the use of the Commission, to any State, political subdivision thereof, or municipality, or to any individual, partnership, or corporation of any State, Territory, or possession of the United States, for (a) railroad tracks; (b) oil pipe lines; (c) substations for electric power transmission lines, telephone lines, and telegraph lines, and pumping stations for gas, water, sewer, and oil pipe lines; (d) canals; (e) ditches; (f) flumes; (g) tunnels; (h) dams and reservoirs in connection with fish and wildlife programs, fish hatcheries, and other fish-cultural improvements; (i) roads and streets; and (j) for any other purpose or purposes deemed advisable by the Commission: *Provided*, That such rights-of-way shall be granted only upon a finding by the Commission that the same will not be incompatible with the public interest: *Provided further*, That such rights-of-way shall not include any more land than is reasonably necessary for the purpose for which granted: *And provided further*, That all or any part of such rights-of-way may be annulled and forfeited by the Commission for failure to comply with the terms and conditions of any grant hereunder or for nonuse for a period of two consecutive years or abandonment of rights granted under authority hereof. Copies of all instruments granting easements over public lands pursuant to this section shall be furnished to the Secretary of the Interior.”

Easements for
rights-of-way.

SEC. 5. Section 182 a. of the Atomic Energy Act of 1954, as amended, is amended by striking the last sentence thereof and substituting in place thereof the following:

42 USC 2232.

“All applications and statements shall be signed by the applicant or licensee. Applications for, and statements made in connection with, licenses under sections 103 and 104 shall be made

License appli-
cations.

42 USC 2133,
2134.

under oath or affirmation. The Commission may require any other applications or statements to be made under oath or affirmation."

42 USC 2271-
2281.

SEC. 6. Chapter 18 of the Atomic Energy Act of 1954, as amended, is amended by redesignating sections 229, 230, 231 as sections 231, 232, 233 respectively, making appropriate amendment to the Table of Contents and adding two new sections, 229 and 230, reading as follows:

"SEC. 229. TRESPASS UPON COMMISSION INSTALLATIONS.—

"a. The Commission is authorized to issue regulations relating to the entry upon or carrying, transporting, or otherwise introducing or causing to be introduced any dangerous weapon, explosive, or other dangerous instrument or material likely to produce substantial injury or damage to persons or property, into or upon any facility, installation, or real property subject to the jurisdiction, administration, or in the custody of the Commission. Every such regulation of the Commission shall be posted conspicuously at the location involved.

"b. Whoever shall willfully violate any regulation of the Commission issued pursuant to subsection a. shall, upon conviction thereof, be punishable by a fine of not more than \$1,000.

"c. Whoever shall willfully violate any regulation of the Commission issued pursuant to subsection a. with respect to any installation or other property which is enclosed by a fence, wall, floor, roof, or other structural barrier shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not to exceed \$5,000 or to imprisonment for not more than one year, or both.

"SEC. 230. PHOTOGRAPHING, ETC., OF COMMISSION INSTALLATIONS.—It shall be an offense, punishable by a fine of not more than \$1,000 or imprisonment for not more than one year, or both—

"(1) to make any photograph, sketch, picture, drawing, map or graphical representation, while present on property subject to the jurisdiction, administration or in the custody of the Commission, of any installations or equipment designated by the President as requiring protection against the general dissemination of information relative thereto, in the interest of the common defense and security, without first obtaining the permission of the Commission, and promptly submitting the product obtained to the Commission for inspection or such other action as may be deemed necessary; or

"(2) to use or permit the use of an aircraft or any contrivance used, or designed for navigation or flight in air, for the purpose of making a photograph, sketch, picture, drawing, map or graphical representation of any installation or equipment designated by the President as provided in the preceding paragraph, unless authorized by the Commission."

SEC. 7. Section 229 of the Atomic Energy Act of 1954, as amended, is amended to read as follows:

"SEC. 231. OTHER LAWS.—Sections 224 to 230 shall not exclude the applicable provisions of any other laws."

Transfer of
lands.

SEC. 8. All land and interests in land, owned by the United States within the boundaries of the County of Los Alamos, State of New Mexico, containing approximately seventy thousand eight hundred acres, are hereby transferred, without reimbursement or transfer of funds, to the Atomic Energy Commission. The Atomic Energy Commission shall exercise administrative control over all land and interests in land transferred to the Atomic Energy Commission by this Act, notwithstanding the manner of their acquisition by the United States nor their status at any time prior to the effective date of this Act.

SEC. 9. The Secretary of the Army is authorized to transfer to the Atomic Energy Commission, without compensation therefor, for use in connection with the Atomic Energy program, all that real property and interests therein, comprising approximately two hundred acres, of the Weldon Spring Ordnance Works, Weldon Spring, Missouri, as delineated on map designated exhibit A attached to "Department of the Army Permit to Use Weldon Spring Ordnance Works Military Reservation, Missouri," dated January 25, 1955, on file in the Atomic Energy Commission, and all or any part of the personal property therein at the time of approval of this Act: *Provided*, That when the Atomic Energy Commission, or its successor in functions, determines that the real property herein authorized for transfer is no longer required for the purposes stated, the real property, together with buildings and permanent improvements thereon at the date of such determination, shall, at the option of the Secretary of the Army, be returned to the Department of the Army without compensation therefor.

SEC. 10. There is hereby retroceded to the State of Kentucky the exclusive jurisdiction heretofore acquired from the State of Kentucky by the United States of America, over lands in McCracken County, Kentucky, within the present boundaries of the Paducah Project of the Atomic Energy Commission. This retrocession of jurisdiction shall take effect in accordance with the law of the State of Kentucky.

Retrocession of
lands to Kentucky.

SEC. 11. Section 101 of the Atomic Energy Act of 1954, as amended, is amended by inserting the word "use," between the words "possess," and "import,".

42 USC 2131.

SEC. 12. Section 103 a. of the Atomic Energy Act of 1954, as amended, is amended by inserting the word "use," between the words "possess," and "import,".

42 USC 2133.

SEC. 13. Section 103 d. of the Atomic Energy Act of 1954, as amended, is amended by inserting the words "an alien or any" between the words "issued to" and the words "any corporation".

SEC. 14. Section 143 of the Atomic Energy Act of 1954, as amended, is amended by inserting between the words "licensee of the Commission" and the words "to permit any employee" the words "or any other person authorized access to Restricted Data by the Commission under subsection 145 b.".

42 USC 2163.

Approved August 6, 1956.

Public Law 1007

CHAPTER 1016

AN ACT

To authorize the Attorney General to dispose of the remaining assets seized under the Trading With the Enemy Act prior to December 18, 1941.

August 6, 1956
[S. 2226]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Attorney General, notwithstanding any provisions to the contrary in the Trading With the Enemy Act, as amended, or the Settlement of War Claims Act of 1928, as amended, is authorized and directed as soon as practicable after the date of enactment hereof—

(a) to transfer to the Secretary of the Treasury for deposit in the miscellaneous receipts of the Treasury all cash credited, or which may hereafter be credited, on the books of the Attorney General in the following accounts maintained with respect to property or interests acquired by the United States prior to December 18, 1941, under the Trading With the Enemy Act, as amended:

40 Stat. 411; 45
Stat. 254.
50 USC app. 1,
9 note.

(1) Trust Numbered 47667, Consolidated Unclaimed Balances Account;

(2) Trust Numbered 47669, Unpayable Balances Account;

(3) Government Earnings—Interest Account; and

(4) Undistributed Income—Interest Reserve;

50 USC app. 1.

50 USC app.
9 note.

(b) to transfer to the Secretary of the Treasury the assets, other than cash, credited on the books of the Attorney General in Trust Numbered 47863, German claimants, maintained with respect to property or interests acquired by the United States prior to December 18, 1941, under the Trading With the Enemy Act, as amended. The Secretary of the Treasury shall, if possible, liquidate such assets and deposit the net proceeds of their liquidation in the German Special Deposit Account created under section 4 of the Settlement of War Claims Act of 1928. The Secretary of the Treasury is authorized in his sole discretion at any time to abandon or destroy any asset transferred to him pursuant to this subsection upon his determination that such asset has no value or a value less than the cost of its liquidation;

12 USC 95a note.

69 Stat. 571,
22 USC 1641a,
1641b.

(c) to transfer to the Secretary of the Treasury the cash credited on the books of the Attorney General in Trust Numbered 6179, Österreichisch Ungarische Bank, Vienna, maintained with respect to property or interests acquired by the United States prior to December 18, 1941, under the Trading With the Enemy Act, as amended. So much of such cash as shall be certified to the Secretary of the Treasury by the Attorney General to be the property of Czechoslovakia and Poland shall be carried with the Treasury in accounts in the names of Czechoslovakia and Poland blocked in accordance with Executive Order 8389 of April 10, 1940, as amended. So much of such cash as shall be certified to the Secretary of the Treasury by the Attorney General to be the property of Rumania shall be covered by the Secretary of the Treasury into the Rumanian Claims Fund created by section 302 of the International Claims Settlement Act of 1949, as amended, and shall be subject to disbursement under section 309 of that Act;

(d) to transfer to the Secretary of the Treasury for deposit in the Treasury as miscellaneous receipts all cash credited on the books of the Attorney General in the following accounts maintained with respect to property or interest acquired by the United States prior to December 18, 1941, under the Trading With the Enemy Act, as amended:

(1) Trust Numbered 47675, Polish claimants;

(2) Trust Numbered 47677, Czech claimants; and

(3) Trust Numbered 47687, Bulgarian, Hungarian, and Rumanian claimants.

Publication in
FR.

Upon such transfer, the Attorney General shall publish notice thereof in the Federal Register, together with notice of the rights conferred by this subsection upon any person having any claim with respect to any cash so transferred. Within two years after the publication of such notice, any person having any claim to any cash so transferred may file in the District Court of the United States for the District of Columbia an action against the United States for the recovery of the cash so claimed. Upon the filing of any such action, such court shall have jurisdiction to hear and determine such claim, and to enter judgment against the United States for such sum, if any, as the court may determine to be the amount to which such claimant would have been entitled to receive from any such account if the transfer authorized by this subsection had not been made, except that the amounts so determined to be payable shall be subject to the provisions of any

applicable blocking regulations issued under Executive Order Numbered 8389, dated April 10, 1940, as amended, which remain in force at the time of the entry of such judgment; and

12 U S C 95 a
note.

(e) to transfer to the Secretary of the Treasury, pending the ultimate disposition thereof, the participating certificates issued to the Alien Property Custodian or the Attorney General pursuant to section 25 of the Trading With the Enemy Act, as amended.

50 U S C app.
25.

SEC. 2. (a) No person shall have any claim to any cash or other assets transferred by the Attorney General to the Secretary of the Treasury pursuant to section 1 except persons claiming cash transferred pursuant to subsection (c) or (d) thereof.

(b) The cash or other assets transferred by the Attorney General to the Secretary of the Treasury pursuant to section 1 shall not be liable to lien, attachment, garnishment, trustee process or execution, or subject to any order or decree of any court. This subsection shall not apply in the case of any lien, attachment, garnishment, trustee process or execution, or any order or decree of any court, arising out of any action which was pending or had been decided on or before July 1, 1956.

SEC. 3. The Trading With the Enemy Act, as amended, is further amended by striking paragraph 15 of subsection (b) of section 9.

50 USC app. 9.

SEC. 4. The word "person," as used herein, shall be deemed to mean an individual, partnership, association, or other unincorporated body of individuals, or corporation or body politic.

Approved August 6, 1956.

Public Law 1008

CHAPTER 1017

AN ACT

To authorize the Secretary of the Treasury to convey property to the county of Pierce, State of Washington.

August 6, 1956
[H. R. 10184]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury is authorized and directed to convey by quitclaim deed to the county of Pierce, State of Washington, for public use through the Brown's Point Improvement Club, incorporated and organized under the laws of the State of Washington as a nonprofit organization, the following strip of land, being a portion of the Brown's Point Coast Guard Light Station Reservation, Pierce County, State of Washington.

Pierce County,
Wash.
Conveyance.

Beginning at Government meander corner at the southwest corner of lot 1, section 17, township 21 north, range 3 east, Willamette meridian, Pierce County, Washington, located 53.09 feet north of the centerline of Tonowanda Avenue and 580 feet due west from the one-sixteenth corner between sections 16 and 17, township 21 north, range 3 east, Willamette meridian, thence north 29 degrees 13 minutes 09 seconds west 56 feet to a point of beginning on the south boundary line of Coast Guard property, thence north 29 degrees 13 minutes 09 seconds west 120 feet to a point on the Government meander line lot 1, thence east 364 feet to a point on the Coast Guard east boundary line, thence south 105 feet along the east boundary line to a point which is 3 feet east of a concrete monument located on the Coast Guard south property line, thence west along the south property line 306 feet to the point of beginning, including any rights to contiguous tidelands not acquired by the State of Washington.

SEC. 2. The conveyance of the property authorized by this Act shall contain a condition that, in the event the property so conveyed to

such county ceases to be used for public purposes, title therein shall revert to the United States.

SEC. 3. The conveyance shall contain the express conditions that the Brown's Point Improvement Club shall move and reestablish the fence on the relocated south line of the said Coast Guard reservation, and shall provide an access gate, and provide and maintain a suitable access road therefrom through that portion of the strip of land conveyed, and property owned by said club, in order to provide access from the Government property to Tonawanda Avenue, Brown's Point, and upon failure to do so title in that portion of the strip of land conveyed shall revert to the United States.

Approved August 6, 1956.

Public Law 1009

CHAPTER 1018

August 6, 1956
[H. R. 7181]

AN ACT

To provide for the designation of Mikveh Israel Cemetery, in Philadelphia, Pennsylvania, as a unit of the Independence National Historical Park.

Mikveh Israel
Cemetery.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That upon compliance with the provisions of section 2 of this Act, the Mikveh Israel Cemetery, located in Philadelphia, Pennsylvania, and containing the graves of Haym Salomon and other outstanding patriots of the Revolutionary War who played important parts in the early history of the United States, shall be declared to be a unit of the Independence National Historical Park: *Provided,* That the United States shall not thereby assume any responsibility to provide for the administration, care, or maintenance of said Mikveh Israel Cemetery.

SEC. 2. This Act shall become effective if and when the Mikveh Israel Congregation, through its duly authorized representatives, has executed an agreement in terms and conditions satisfactory to the Secretary of the Interior, providing for the continuing administration, care, and maintenance, without expense to the United States, of the Mikveh Israel Cemetery, whereupon said Secretary shall issue a notice declaring that said requirement has been met and that Mikveh Israel Cemetery is formally designated a unit of the Independence National Historical Park.

Approved August 6, 1956.

Public Law 1010

CHAPTER 1019

August 6, 1956
[H. R. 9875]

AN ACT

To amend the Internal Revenue Code of 1954 to provide that the tax on admissions shall apply only if the amount paid for the admission exceeds 90 cents.

Tax on admis-
sions.
68A Stat. 497.
26 USC 4231.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That paragraph (1) of section 4231 of the Internal Revenue Code of 1954 (relating to imposition of tax on admissions) is amended by striking out "50 cents or less" each place it appears and inserting in lieu thereof "90 cents or less".

SEC. 2. The amendment made by the first section of this Act shall apply only with respect to amounts paid on or after the first day of the first month which begins more than ten days after the date of the enactment of this Act for admissions on or after such first day.

Approved August 6, 1956.

Public Law 1011

CHAPTER 1020

AN ACT

To allow a charitable deduction for certain bequests.

August 6, 1956
[H. R. 11834]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2055 (b) of the Internal Revenue Code of 1954 (estate tax deduction for transfers for public, charitable, and religious uses) is amended by inserting "(1) GENERAL RULE.—" before "Property" at the beginning thereof and by adding at the end thereof the following new paragraph:

Estate tax.
Bequests in
trust.
68A Stat. 391.
26 USC 2055(b).

"(2) SPECIAL RULE FOR CERTAIN REQUESTS SUBJECT TO POWER OF APPOINTMENT.—For purposes of this section, in the case of a bequest in trust, if the surviving spouse of the decedent is entitled for life to all of the net income from the trust and such surviving spouse has a power of appointment over the corpus of such trust exercisable by will in favor of, among others, organizations described in subsection (a) (2), such bequest in trust, reduced by the value of the life estate, shall, to the extent such power is exercised in favor of such organizations, be deemed a transfer to such organizations by the decedent if—

"(A) no part of the corpus of such trust is distributed to a beneficiary during the life of the surviving spouse;

"(B) such surviving spouse was over 80 years of age at the date of the decedent's death;

"(C) such surviving spouse by affidavit executed within one year after the death of the decedent specifies the organizations described in subsection (a) (2) in favor of which he intends to exercise the power of appointment and indicates the amount or proportion each such organization is to receive; and

"(D) the power of appointment is exercised in favor of such organizations and in the amounts or proportions specified in the affidavit required under subparagraph (C).

The affidavit referred to in subparagraph (C) shall be attached to the estate tax return of the decedent and shall constitute a sufficient basis for the allowance of the deduction under this paragraph in the first instance subject to a later disallowance of the deduction if the conditions herein specified are not complied with."

SEC. 2. Section 6503 of the Internal Revenue Code of 1954 (suspension of running of period of limitations) is amended by redesignating subsection (e) (cross references) as subsection (f) and inserting the following new subsection:

Suspension of
running of period of
limitations.
68A Stat. 807.
26 USC 6503.

"(e) CERTAIN POWERS OF APPOINTMENT.—The running of the period of limitations for assessment or collection of any tax imposed by chapter 11 shall be suspended in respect of the estate of a decedent claiming a deduction under section 2055 (b) (2) until 30 days after the expiration of the period for assessment or collection of the tax imposed by chapter 11 on the estate of the surviving spouse."

68A Stat. 373.
26 USC ch. 11.
Supra.

SEC. 3. The amendments made by this Act shall apply in the case of decedents dying after August 16, 1954.

Effective date.

Approved August 6, 1956.

Public Law 1012

CHAPTER 1021

August 6, 1956
[H. R. 10177]

AN ACT

To suspend for two years the import duties on certain lathes used for shoe last roughing or for shoe last finishing, and to permit substitution for drawback purposes in the case of printing papers.

Shoe last lathes.
Import duty sus-
pension.
46 Stat. 676,
19 USC 1201,
par. 1643.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That paragraph 1643 of the Tariff Act of 1930 is amended by inserting immediately after "shoe machinery," the following: "copying lathes used for making rough or finished shoe lasts from models of shoe lasts and, in addition, capable of producing more than one size shoe last from a single size model of a shoe last,".

SEC. 2. The amendment made by this Act shall apply only in the case of articles entered for consumption, or withdrawn from warehouse for consumption, on or after the date of enactment of this Act and prior to the expiration of two years after such date.

Printing papers.
65 Stat. 175,
19 USC 1313.

Section 313 (b) of the Tariff Act of 1930, as amended, is amended by inserting after "linseed oil," wherever it appears the following: "or printing papers, coated or uncoated,".

Approved August 6, 1956.

Public Law 1013

CHAPTER 1022

August 7, 1956
[S. 3616]

AN ACT

To amend the Railroad Retirement Act of 1937 to provide increases in benefits and for other purposes.

Railroad Retirement Act, 1937, amendments.
50 Stat. 310,
45 USC 228c.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) section 3 (a) of the Railroad Retirement Act of 1937 is amended by striking out "2.76", "2.07", and "1.38" and inserting in lieu thereof "3.04", "2.28", and "1.52", respectively.

(b) So much of section 3 (e) of such Act as precedes "Provided, however" is amended to read as follows: "(e) In the case of an individual having a current connection with the railroad industry, the minimum annuity payable shall, before any reduction pursuant to section 2 (a) 3, be whichever of the following is the least: (1) \$4.55 multiplied by the number of his years of service; or (2) \$75.90; or (3) his monthly compensation:".

65 Stat. 687,
45 USC 228e.

SEC. 2. (a) Section 5 (h) of the Railroad Retirement Act of 1937 is amended by striking out "\$30", "\$160", and "\$14" wherever they appear and inserting in lieu thereof "\$33", "\$176", and "\$15.40", respectively.

(b) Section 5 (l) (10) of such Act is amended by striking out "40", "10", "\$14", "\$33.33", "\$25", and "\$13.33" wherever they appear and inserting in lieu thereof "44", "11", "\$15.40", "\$36.66", "\$27.50", and "\$14.66", respectively.

45 USC 228f.

SEC. 3. All pensions under section 6 of the Railroad Retirement Act, all joint and survivor annuities and survivor annuities deriving from joint and survivor annuities under that Act awarded before July 1, 1956, and all annuities under the Railroad Retirement Act of 1935 are increased by 10 per centum.

49 Stat. 967,
45 USC 215-228
note.
Effectivity.

SEC. 4. The amendments made by the first section of this Act and by subsection (a) of section 2 shall be effective only with respect to annuities (not including annuities to which section 3 applies) accruing for months after June 1956. The amendments made by subsection

(b) of section 2 shall be effective only with respect to annuities accruing for months after June 1956 and lump-sum payments (under section 5 (f) (1) of the Railroad Retirement Act of 1937) in the case of deaths occurring after June 1956. Section 3 shall be effective only with respect to pensions due in calendar months after July 1956 and annuities accruing for months after June 1956.

Approved August 7, 1956.

Public Law 1014

CHAPTER 1023

AN ACT

To amend section 650 of title 14, United States Code, entitled "Coast Guard", relating to the Coast Guard Supply Fund.

August 7, 1956
[S. 4011]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) section 650 of title 14, United States Code, is amended to read as follows:

Coast Guard
Supply Fund,
63 Stat. 550.

"§ 650. Coast Guard Supply Fund

"A Coast Guard Supply Fund is authorized. The Secretary may prescribe regulations for designating the classification of materials to be stocked. In such regulations, whenever the fund is extended to include items not previously stocked, the Secretary may authorize an increase in the existing capital of the fund by the value of such usable materials transferred thereto from Coast Guard inventories carried in other accounts. Except for the materials so transferred, the fund shall be charged with the cost of materials purchased or otherwise acquired. The fund shall be credited with the value of materials consumed, issued for use, sold, or otherwise disposed of, such values to be determined on a basis that will approximately cover the cost thereof."

(b) The analysis of chapter 17, title 14, United States Code, is amended by striking out

63 Stat. 544.

"650. Coast Guard supply fund and supply account."

and inserting in place thereof the following item:

"650. Coast Guard Supply Fund."

Approved August 7, 1956.

Public Law 1015

CHAPTER 1024

AN ACT

To provide that amounts which do not exceed 60 cents shall be exempt from the tax imposed upon amounts paid for the transportation of persons.

August 7, 1956
[H. R. 7634]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That part I of subchapter C of chapter 33 of the Internal Revenue Code of 1954 (relating to tax on transportation of persons) is hereby amended by striking out "The tax imposed by section 4261 shall not apply to amounts paid for transportation which do not exceed 35 cents," and inserting in lieu thereof "The tax imposed by section 4261 shall not apply to amounts paid for transportation which do not exceed 60 cents,".

Tax on transportation.
58A Stat. 506.
26 USC 4261,
4262.

SEC. 2. The amendment made by the first section of this Act shall apply to amounts paid on or after the first day of the first month which begins more than ten days after the date of the enactment of this Act for transportation on or after such first day.

Approved August 7, 1956. 1

Public Law 1016

CHAPTER 1025

AN ACT

August 7, 1956
[S. 3732]

To provide insurance against flood damage, and for other purposes.

Federal Flood
Insurance Act of
1956.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Federal Flood Insurance Act of 1956".

FINDINGS AND DECLARATION OF PURPOSE

SEC. 2. (a) The Congress finds that in the case of recurring natural disasters, including recurring floods, insurance protection against individual and public loss is not always practically available through private or public sources. With specific reference to insurance against flood loss, the Congress finds that insurance against certain losses resulting from this peril is not so available. Since preventive and protective means and structures against the effects of these disasters can never wholly anticipate the geographic incidence and infinite variety of the destructive aspects of these forces, the Congress finds that the safeguards of insurance are a necessary adjunct of preventive and protective means and structures.

Inasmuch as these disasters impede interstate and foreign commerce, hamper national defense, and cause widespread distress and hardship adversely affecting the general welfare, without regard to State boundary lines, and in the absence of insurance protection from private or public sources, the Congress ought to provide for such protection in the case of flood, and study the feasibility and need for similar programs in the case of other forms of natural disaster against which insurance protection is not generally and practically available in all geographical areas.

(b) (1) It is the purpose of this Act to authorize the establishment of a program of Federal insurance and reinsurance against the risks of loss resulting from flood as hereinafter defined, and to require a study and report on insurance and reinsurance against still other natural disaster perils to the extent that such insurance or reinsurance is not available on reasonable terms and conditions from other public or private sources; and

(2) It is the further purpose of this Act to encourage private insurance companies to write insurance covering the extent of the risks above the limits prescribed in section 10 (a) and to provide Federal reinsurance to the extent desirable and necessary to carry out this purpose.

(3) It is the further purpose of this Act to authorize the establishment of a program of loans, and a program combining insurance and loans, to assist flood victims who have entered into contracts with the Administrator under this Act.

ADMINISTRATION

SEC. 3. (a) To assist in carrying out the functions, powers, and duties vested in him by this Act, the Administrator may appoint a Commissioner, and the basic rate of compensation of such position shall be the same as the basic rate of compensation established for the Commissioners of the constituents of the Housing and Home Finance Agency.

59 Stat. 597.
31 USC 841 note.

(b) The provisions of the Government Corporation Control Act, as amended, shall apply to the functions vested in the Administrator by this Act, to the same extent as applicable to wholly owned Government corporations.

(c) In the performance of, and with respect to, the functions, powers, and duties vested in him by this Act, the Administrator, notwithstanding the provisions of any other law, shall maintain an integral set of accounts which shall be audited annually by the General Accounting Office in accordance with the principles and procedures applicable to commercial transactions as provided by the Government Corporation Control Act, as amended, and no other audit shall be required: *Provided*, That such financial transactions of the Administrator as the issuing of insurance policies, the making of reinsurance agreements, and the making and guaranteeing of loans, and vouchers approved by the Administrator in connection with such financial transactions, shall be final and conclusive upon all officers of the Government.

31 USC 841 note.

AUTHORITY TO INSURE AND REINSURE

SEC. 4. To aid in carrying out the purposes of this Act, the Administrator is authorized to provide, upon such terms and conditions (including coinsurance requirements) as he may establish, insurance and reinsurance against loss resulting from damage to or destruction of real or personal property (including property owned by any State or local government) due to flood, as hereinafter defined, occurring within the United States: *Provided*, That insurance policies issued under this Act after June 30, 1959, shall be issued only with respect to property in those States which participate as provided in section 7 (a) of this Act.

LOAN CONTRACTS

SEC. 5. (a) The Administrator is authorized to enter into contracts with any persons (not including State and local governments and agencies thereof) to the effect that, in the event of any subsequent loss resulting from damage to or destruction of real and personal property due to flood, as hereinafter defined, occurring within the United States—

(1) the Administrator will guarantee any public or private financing institution against loss of principal and interest with respect to any loan in an amount not to exceed such subsequent flood loss (as modified by subsection (f) of this section, relating to deductibility), which may be made by such institution to any such person in connection with such flood loss; and

(2) to the extent that a loan to finance such flood loss is not available from any such institution on reasonable terms, the Administrator will make a loan directly to such person in an amount covering all or part (as provided for in the loan contract between the Administrator and such person) of the difference between the amount of such flood loss (as modified by such subsection (f), relating to deductibility) and the amount of the loan available from such institution.

Each such contract shall contain such terms and conditions and require from any such person such monetary consideration, as the Administrator may prescribe by regulation. In issuing such regulations the Administrator shall fix such monetary consideration at the lowest practicable amount, following generally the same principles as apply under section 7 (a) with respect to the establishment of fees for insurance.

(b) Any loan made or guaranteed under this section shall bear interest at the rate, as determined by the Administrator, which is prevailing in the area where the money loaned is to be used but such rate shall not exceed 4 per centum per annum on the unpaid principal balance.

(c) Any Federal Reserve bank, when designated by the Administrator, is hereby authorized to act, on behalf of the Administrator, as fiscal agent of the United States in guaranteeing loans under this section and in otherwise taking action in connection with such guarantees. Such funds as may be necessary to enable such bank to carry out any such guarantee shall be supplied and disbursed by or under authority of the Administrator from the Disaster Loan Fund. Such bank shall not have any responsibility or accountability except as agent in taking any action in connection with such guarantees. Each such bank shall be reimbursed by the Administrator, from funds appropriated by the Federal Government, for all expenses incurred by the bank in acting as agent on behalf of the Administrator, including among such expenses, notwithstanding any other provision of law, attorneys' fees and expenses of litigation.

(d) Actions and operations of such banks under authority of subsection (c) of this section shall be subject to the supervision of the Administrator and subject to such regulations as he may prescribe. The Administrator is authorized to prescribe the term and incidental charges for loans guaranteed under subsection (c) of this section. The Administrator is further authorized to prescribe regulations with respect to the forms and procedures (which shall be uniform to the maximum extent practicable) to be utilized in connection with such guarantees.

(e) To the maximum extent practicable, loans under this section shall be on a long-term basis in accordance with regulations prescribed by the Administrator, if so requested by the person obtaining the loan.

(f) Loans under this section shall be made only with respect to amounts exceeding the first \$500 of the amount of the loss.

(g) The face amount of all loan contracts outstanding under this section at any one time shall not exceed \$2,000,000,000; but such amount may be increased, with the approval of the President, by not to exceed \$500,000,000 in any one fiscal year.

(h) The provisions of sections 8, 9, 10 (a), 10 (b), 12 (b), 12 (c), 13, 14, 15 (e), 15 (g), 17 (a), 18, 19, 20, 22, and 23 of this Act shall be applicable with respect to the loan contract program under this section.

COMBINATION OF INSURANCE AND LOANS

SEC. 6. The Administrator is authorized to establish, under such regulations as he may prescribe, a program combining insurance and loans in order to provide the greatest variety and amount of protection against loss to the greatest number of affected parties in accordance with individual needs.

ESTIMATED RATES AND FEES

SEC. 7. (a) The Administrator shall from time to time establish a schedule of "estimated rates" for insurance offered under the provisions of this Act, which would be adequate, in his judgment, to produce sufficient proceeds to pay all claims for probable losses over a reasonable period of years. Such "estimated rates" shall be used as a basis for determining the fees to be paid by the persons insured. They shall be based on consideration of the risks involved and shall be uniform for similar risks within a given classification of property. They shall not include any loading for administrative expenses of the Federal Government under this Act. The Administrator shall establish a schedule of fees to provide insurance protection at reasonable costs designed to achieve marketability: *Provided*, That no insurance policy shall be issued for a fee less than 60 per centum of such "estimated rate". The Administrator is authorized to establish

such classifications of fees as he deems necessary to carry out the purposes of this Act based on the use of the property to be insured, the availability of insurance from private sources covering such property, and the ability of the insured to self-insure or reinsure and may establish differentials in levels of fees for such classifications: *Provided*, That all such fees shall be uniform for similar risks within a given classification of property. Prior to July 1, 1959, the Administrator shall pay into the Disaster Insurance Fund, hereinafter created, from time to time, an amount equal to the difference between the fees charged for insurance policies issued and the amount which would have been charged if the "estimated rates" were applied: *Provided*, That after June 30, 1959, each State shall pay from time to time into the Disaster Insurance Fund, an amount equal to one-half the difference between the fees charged for insurance policies issued after such date on property in such State, and the amount which would have been charged if the "estimated rates" were applied, and the Administrator shall pay into such Fund, from time to time, an amount equal to the State's contribution for each policy issued.

(b) The Administrator from time to time shall also negotiate with insurance companies seeking reinsurance for the purpose of establishing fees for reinsurance offered under the provisions of this Act. Such fees shall be based on consideration of the risks involved and shall be adequate, in the judgment of the Administrator, to produce sufficient proceeds over a reasonable period of years to pay all claims for losses. The fees shall not include any loading for administrative expenses of the Federal Government under this Act.

PROPERTY AND LOSS LIMITS

SEC. 8. The Administrator is authorized to provide for the determination of types and location of property with respect to which insurance or reinsurance shall be made available under this Act, the nature and limits of loss or damage in any area (including subdivisions thereof) which may be covered by such insurance or reinsurance, and such other matters as may be necessary to carry out the purposes of this Act.

RISK CLASSIFICATION

SEC. 9. The Administrator may from time to time issue appropriate regulations regarding the classification, limitation, and rejection of risks assumed by him under authority of this Act.

POLICY AND PROGRAM LIMITS

SEC. 10. (a) The outstanding face amount of insurance issued by the Administrator under this Act shall not exceed \$250,000 per person: *Provided*, That the face amount of such insurance on any dwelling unit (including any structures and personal property connected therewith) shall not exceed \$10,000.

(b) The Administrator may from time to time issue appropriate regulations regarding insurance coverage available to joint owners and subsidiary and affiliated corporations as he shall deem advisable to effectuate the purposes of this Act.

(c) Each insurance policy issued by the Administrator shall contain a loss-deductible clause relieving him from any liability for paying the first \$100 of a proved and approved claim for loss, plus 5 per centum of the remainder, or such larger amount or percentage as may be specified by the Administrator upon issuance of the insurance policy, taking into consideration the class of risk involved.

(d) The face amount of insurance policies and reinsurance agreements outstanding at any one time under this Act shall not exceed \$3,000,000,000 (which limit may be increased with the approval of the President by further amounts not to exceed \$2,000,000,000 in the aggregate if such increase is deemed advisable to effectuate the purposes of this Act) minus the aggregate amount of claims proved and approved under insurance policies and reinsurance agreements issued under this Act, but plus fees collected hereunder. For the purpose of applying this limitation, the face amount of any policy or agreement shall be deemed to be the original amount minus claims proved and approved thereunder.

REINSURANCE REGULATORY AUTHORITY

SEC. 11. (a) The Administrator is authorized to issue such regulations regarding reinsurance under this Act as he deems advisable in order to carry out the purposes of this Act.

(b) The premium rate and terms and conditions of any policy reinsured under the provisions of this Act shall be subject to approval by the Administrator.

(c) The Administrator shall use his best efforts to encourage private insurance companies to undertake the issuance of insurance policies covering that portion of the loss in excess of the limits specified in section 10 (a) of this Act resulting from damage to or destruction of real or personal property due to flood as defined in this Act. The Administrator may seek to achieve this end by offering a program of appropriate reinsurance within the authority granted him by this Act.

(d) Wherever practicable, the Administrator may encourage, by offering suitable reinsurance subject to the provisions of this Act, the issuance by private insurance companies of policies insuring against loss resulting from damage to or destruction of real or personal property due to flood.

NONDUPLICATION OF AVAILABLE INSURANCE

SEC. 12. (a) No insurance or reinsurance, or loan contract, shall be issued under the provisions of this Act covering risks against which insurance is available on reasonable terms from other public or private sources.

(b) No insurance or reinsurance shall be issued under the provisions of this Act on any property declared by a duly constituted State or local zoning authority, or other authorized public body, to be in violation of State or local flood zoning laws.

(c) After June 30, 1958, no insurance or reinsurance shall be issued under the provisions of this Act in any geographical location unless an appropriate public body shall have adopted and shall keep in effect such flood zoning restrictions, if any, as may be deemed necessary by the Administrator to reduce, within practicable limits, damages from flood in such location.

USE OF OTHER PUBLIC AND PRIVATE FACILITIES

SEC. 13. (a) In providing insurance or reinsurance under this Act, the Administrator shall use to the maximum practicable extent the facilities and services of private organizations and persons authorized to engage in the insurance business under the laws of any State (including insurance companies, agents, brokers, and adjustment organizations); and the Administrator may arrange for payment of reasonable compensation therefor.

(b) In providing insurance or reinsurance under this Act, the Administrator may use the services of other public agencies, and pay reasonable compensation therefor.

(c) The Administrator may supply, receive from and exchange with other agencies of the Federal Government, State, local, and interstate commissions or agencies, and private organizations experienced in the fields of insurance or reinsurance, such information as may be useful in the administration of the programs authorized by this Act.

(d) In carrying out the functions authorized in this Act, the Administrator may consult with other agencies of the Federal Government and interstate, State, and local public agencies having responsibilities for land use and flood control and for flood zoning and flood-damage prevention in order to assure that the insurance and reinsurance programs are consistent with the programs of such agencies. Where the program of the Administrator may affect existing or proposed flood-control works under the jurisdiction of agencies of the Federal Government these agencies shall cooperate with the Administrator in coordinating their respective programs. The Secretary of Agriculture and the Administrator shall coordinate the administration of their respective programs relating to flood insurance and reinsurance for agricultural commodities.

(e) The Administrator may from time to time consult with representatives of the various States to the extent deemed necessary by him to effectuate the purposes of this Act.

CLAIMS PAYMENT AND JUDICIAL REVIEW

SEC. 14. (a) Under such regulations as the Administrator may prescribe, he shall arrange for prompt adjustment and payment of valid claims for losses covered by insurance or reinsurance under this Act.

(b) Upon disallowance of any claim against the Administrator under color of any insurance or reinsurance made available under this Act, or upon refusal of the claimant to accept the amount allowed upon any such claim, the claimant may institute an action against the Administrator on such claim in the United States district court in which a major portion (in terms of value) of the insured property is located. Any such action must be begun within one year after the date upon which the claimant receives from the Administrator written notice of disallowance or partial disallowance of the claim. For the purposes of this section, the Administrator may be sued and he shall appoint one or more agents within the jurisdiction of each United States district court upon whom service of process can be made in any action instituted under this section. Exclusive jurisdiction is hereby conferred upon all United States district courts to hear and determine such actions without regard to the amount in controversy.

FUNDS AND TREASURY BORROWINGS

SEC. 15. (a) To carry out the purposes of this Act, the Administrator is authorized to establish three funds to be known as the (1) Disaster Insurance Fund, (2) Disaster Reinsurance Fund, and (3) Disaster Loan Fund.

Disaster Funds.

(b) Into the Disaster Insurance Fund shall be deposited all insurance fees collected by the Administrator for insurance policies issued by him under this Act, and the contributions made by the Administrator and the respective States in accordance with section 7 (a) of this Act. Into the Disaster Reinsurance Fund shall be deposited all fees collected by the Administrator in connection with reinsurance made available by him under this Act. Into the Disaster Loan Fund shall

Deposits.

be deposited amounts accruing to the United States in connection with loan contract transactions.

Investments.

(c) Moneys in each of the funds may be invested in obligations of the United States or in obligations guaranteed as to principal and interest by the United States. Such obligations may be sold and the proceeds derived therefrom may be reinvested as above provided if deemed advisable by the Administrator. Income from such investment or reinvestment shall be deposited in the respective fund from which the investment was made.

Salvage proceeds.

(d) All salvage proceeds realized by the Administrator in connection with insurance made available under this Act shall be deposited in the Disaster Insurance Fund; and all salvage proceeds realized by the Administrator in connection with reinsurance made available under this Act shall be deposited in the Disaster Reinsurance Fund.

Issuance of notes.

(e) The Administrator is authorized to issue to the Secretary of the Treasury from time to time and have outstanding at any one time, in an amount not exceeding \$500,000,000 (or such greater amount as may be approved by the President) notes or other obligations in such forms and denominations, bearing such maturities, and subject to such terms and conditions as may be prescribed by the Administrator, with the approval of the Secretary of the Treasury. Such notes or other obligations shall bear interest at a rate determined by the Secretary of the Treasury, taking into consideration the current average rate on outstanding marketable obligations of the United States of comparable maturities as of the last day of the month preceding the issuance of such notes or other obligations. The Secretary of the Treasury is authorized and directed to purchase any notes and other obligations to be issued hereunder and for such purpose he is authorized to use as a public debt transaction the proceeds from the sale of any securities issued under the Second Liberty Bond Act, as amended, and the purposes for which securities may be issued under such Act, as amended, are extended to include any purchases of such notes and obligations.

40 Stat. 288,
31 USC 774.

The Secretary of the Treasury may at any time sell any of the notes or other obligations acquired by him under this section. All redemptions, purchases, and sales by the Secretary of the Treasury of such notes or other obligations shall be treated as public debt transactions of the United States. Funds borrowed under this section shall be deposited, in such proportions as the Administrator deems advisable, in the Disaster Insurance Fund, the Disaster Reinsurance Fund, and the Disaster Loan Fund.

Use of moneys in Funds.

(f) Moneys in the Disaster Insurance Fund, the Disaster Reinsurance Fund, and the Disaster Loan Fund may be used for the following purposes as deemed necessary by the Administrator:

(1) To pay from the Disaster Insurance Fund proved and approved claims for loss under, and other nonadministrative expenses arising in connection with, insurance policies issued by the Administrator under this Act;

(2) To pay from the Disaster Reinsurance Fund proved and approved claims under, and other nonadministrative expenses arising in connection with, reinsurance agreements entered into by the Administrator under this Act;

(3) To pay from the Disaster Loan Fund the amounts of loans made by the Administrator, amounts in payment of guarantees, and other nonadministrative expenses in connection with direct and guaranteed loans under this Act; and

(4) To repay to the Secretary of the Treasury sums borrowed from him in accordance with the provisions of subsection (e) of this section.

(g) All administrative expenses of the Federal Government under this Act shall be paid from funds appropriated by the Federal Government.

ADVISORY COMMITTEE

SEC. 16. In carrying out his functions under this Act, the Administrator shall appoint an advisory committee as authorized by section 601 of the Housing Act of 1949, as amended (68 Stat. 590, 645). Such committee shall consist of not less than three nor more than fifteen persons familiar with the problems of insurance or reinsurance, to advise the Administrator with respect to the formulation of policies and the execution of functions under this Act.

12 USC 1701h.

STUDIES

SEC. 17. (a) The Administrator shall undertake a continuing study of the practicability of extending the coverage of insurance programs similar to those authorized under this Act to any one or more natural disaster perils, other than flood, against which, and for the period during which, insurance protection is not generally and practically available in all geographical locations from other public or private sources.

(b) The Administrator shall also undertake a continuing study of participation by private insurance companies in the programs authorized by this Act, in order that the protection it authorizes can be provided, whenever practicable, through insurance policies issued by private insurance companies and reinsured with the Administrator, in lieu of providing such protection through insurance policies issued in the name of the Administrator.

(c) The Administrator shall undertake a continuing study of the feasibility of having private insurance companies take over, with or without some form of Federal financial support, the insurance programs authorized by this Act.

ADDITIONAL FUNCTIONS

SEC. 18. For the purpose of carrying out functions under this Act the Administrator may—

(a) sue or be sued;

(b) without regard to sections 3648 and 3709 of the Revised Statutes, as amended (31 U. S. C. 529 and 41 U. S. C. 5), and section 322 of the Act of June 30, 1932 (47 Stat. 412, as amended (40 U. S. C. 278a)), enter into and perform contracts, leases, cooperative agreements, or other transactions, on such terms as he may deem appropriate, with any agency or instrumentality of the United States, or with any State or agency or political subdivision thereof, or with any person, firm, association, or corporation and consent to modification thereof, and make advance or progress payments in connection therewith;

(c) without regard to sections 3648 and 3709 of the Revised Statutes, as amended (31 U. S. C. 529 and 41 U. S. C. 5), and section 322 of the Act of June 30, 1932 (47 Stat. 412, as amended (40 U. S. C. 278a)), by purchase, lease, or donation acquire such real and personal property and any interest therein, make advance or progress payments in connection therewith, and hold, use, maintain, insure against loss, sell, lease, or otherwise dispose of such real and personal property as the Administrator deems necessary to carry out the purposes of this Act;

(d) appoint, pursuant to civil-service laws and regulations, such officers, attorneys, and employees as may be necessary to carry out the purposes of this Act; fix their compensation in accordance with the provisions of the Classification Act of 1949, as amended; define their authority and duties; provide bonds for such of them as he may deem necessary; and delegate to them, and authorize successive redelegations by them, of such of the powers vested in him by this Act as he may determine;

63 Stat. 954.
5 USC 1071 note.

- (e) conduct researches, surveys, and investigations relating to flood insurance and reinsurance and assemble data for the purpose of establishing estimated rates, fees, and premiums for flood insurance and reinsurance under this Act;
- (f) issue such rules and regulations as he deems necessary to carry out the purposes of this Act; and
- (g) exercise all powers specifically granted by the provisions of this Act and such incidental powers as are necessary to carry out the purposes of this Act.

RESERVATION OF RIGHTS IN REAL ESTATE ACQUIRED

SEC. 19. The acquisition by the Administrator of any real property pursuant to this Act shall not deprive any State or political subdivision thereof of its civil or criminal jurisdiction in and over such property or impair the civil rights under the State or local law of the inhabitants on such property.

TAXATION

SEC. 20. Nothing in this Act shall be construed to exempt any real property, acquired and held by the Administrator in connection with the payment of any claim under this Act, from taxation by any State or political subdivision thereof, to the same extent, according to its value, as other real property is taxed.

ANNUAL REPORT

SEC. 21. The annual report made by the Administrator to the President for submission to the Congress under existing law on all programs provided for under this Act shall contain a comprehensive report concerning (1) the operation of insurance, reinsurance, and loan programs authorized under this Act, and (2) the status and result of studies authorized under section 17 of this Act, together with such recommendations, if any, for legislative changes deemed by the Administrator desirable to improve the operation of programs authorized under this Act. The annual report for the calendar year ending December 31, 1958, shall contain a list of the States which can be expected to participate in the insurance program authorized by this Act after June 30, 1959. The annual report for the calendar year ending December 31, 1961, shall contain an express opinion of the Administrator, supported by pertinent findings, concerning the advisability of withdrawing in whole or in part Federal financial support for insurance policies to be issued at any time after June 30, 1962, offering protection as authorized in this Act, taking into consideration the desirability of offering such protection. Such opinion shall be accompanied by recommendations for legislative changes deemed desirable by the Administrator in the event the opinion is to the effect that any such withdrawal of financial support is advisable.

DEFINITIONS

SEC. 22. As used in this Act the term—

- (a) "Flood" includes any flood, tidal wave, wave wash, or other abnormally high tidal water, deluge, or the water component of any hurricane or other severe storm, surface landslide due to excess moisture, and shall have such other meaning as may be prescribed by regulation of the Administrator.
- (b) "Person" means an individual or group of individuals, corporation, partnership, association, or any other organized group of persons, including State and local governments and agencies thereof;

(c) "United States", when used in a geographic sense, means the several States, the District of Columbia, the Territories, the possessions, and the Commonwealth of Puerto Rico;

(d) "State" includes the several States, the District of Columbia, the Territories, the possessions, and the Commonwealth of Puerto Rico; and

(e) "Administrator" means the Housing and Home Finance Administrator.

SEPARABILITY PROVISION

SEC. 23. If any provision of this Act or the application of such provision to any person or circumstances shall be held invalid, the remainder of the Act and the application of such provision to any person or circumstance other than those as to which it is held invalid shall not be affected thereby.

Approved August 7, 1956.

Public Law 1017

CHAPTER 1026

AN ACT

To amend certain provisions of title XI of the Merchant Marine Act, 1936, as amended, to facilitate private financing of merchant vessels in the interest of national defense, and for other purposes.

August 7, 1956
[H. R. 11554]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That title XI of the Merchant Marine Act, 1936, as amended (46 U. S. C. 1271-1279), is amended as follows:

Merchant ves-
sels.
Private financ-
ing.
68 Stat. 1267.

(a) Sections 1101 (f) and 1103 (a), and (b), are amended by striking out the words "90 per centum of" wherever those words appear in such sections.

(b) Section 1101 (f) is amended by striking out of the proviso the words "except for certain special-purpose vessels as provided for in subsections (a) and (b) of section 1103 (46 U. S. C. 1273)" and the commas which immediately precede and follow those words.

(c) Section 1103 (a) and (b) are amended by striking out the provisos.

(d) Section 1103 (d) is amended to read as follows: "(d) The faith of the United States is solemnly pledged to the payment of interest on and the unpaid balance of the principal amount of each mortgage and loan insured under this title."

(e) Section 1105 (a) (1) and (a) (2) are amended by striking out the words "the insured portion of" wherever such words appear in those sections.

(f) The last sentence of section 1105 (c) (1) is amended to read as follows: "In the event the Secretary of Commerce shall receive through the sale of the vessel an amount of cash in excess of any payment made to the mortgagee under subsection (a) (1) of this section, and the expenses of collection of such amount, he shall pay such excess to the borrower."

(g) The last sentence of section 1105 (c) (2) is amended to read as follows: "In the event the Secretary of Commerce shall receive through the sale of the property an amount of cash in excess of any payment made to the lender under subsection (a) (2) of this section and the expenses of collection of such amount, he shall pay such excess to the borrower."

Approved August 7, 1956.

Public Law 1018

CHAPTER 1027

August 7, 1956
[H. R. 8750]

AN ACT

To amend the Watershed Protection and Flood Prevention Act.

Watershed Protection and Flood Prevention Act, amendments.
16 USC 1001 note.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Watershed Protection and Flood Prevention Act (68 Stat. 666) is amended as follows:

(a) Amend the second and third sentences of section 2 to read as follows: "Works of improvement"—any undertaking for—

"(1) flood prevention (including structural and land treatment measures) or

"(2) the conservation, development, utilization, and disposal of water

in watershed or subwatershed areas not exceeding two hundred and fifty thousand acres and not including any single structure which provides more than five thousand acre-feet of floodwater detention capacity, and more than twenty-five thousand acre-feet of total capacity. No appropriation shall be made for any plan involving an estimated Federal contribution to construction costs in excess of \$250,000, or which includes any structure which provides more than twenty-five hundred acre-feet of total capacity unless such plan has been approved by resolutions adopted by the appropriate committees of the Senate and House of Representatives: *Provided*, That in the case of any plan involving no single structure providing more than 4,000 acre-feet of total capacity the appropriate committees shall be the Committee on Agriculture and Forestry of the Senate and the Committee on Agriculture of the House of Representatives and in the case of any plan involving any single structure of more than 4,000 acre-feet of total capacity the appropriate committees shall be the Committee on Public Works of the Senate and the Committee on Public Works of the House of Representatives, respectively."

16 USC 1003.

(b) Amend section 3 by striking out clause (2), and inserting in lieu thereof the following:

"(2) to prepare plans and estimates required for adequate engineering evaluation;

"(3) to make allocations of costs to the various purposes to show the basis of such allocations and to determine whether benefits exceed costs;"

and by renumbering clauses (3) and (4) as (4) and (5) respectively.

(c) Amend clause (2) of section 4 to read as follows:

"(2) assume (A) such proportionate share, as is determined by the Secretary to be equitable in consideration of the direct identifiable benefits, of the costs of installing any works of improvement, involving Federal assistance, which is applicable to the agricultural phases of the conservation, development, utilization, and disposal of water, and (B) all of the cost of installing any portion of such works applicable to other purposes except that any part of the construction cost (including engineering costs) applicable to flood prevention and features relating thereto shall be borne by the Federal Government and paid for by the Secretary out of funds appropriated for the purposes of this Act;"

16 USC 1004.

(d) Add after the word "landowners" in clause (4) in section 4, the words "or water users".

(e) Strike out the word "and" at the end of clause (4) in section 4; strike out the period at the end of clause (5) and insert in lieu thereof a semicolon and the word "and"; and after clause (5) insert a new clause as follows:

“(6) submit a plan of repayment satisfactory to the Secretary for any loan or advancement made under the provisions of section 8.”

(f) Amend section 5 to read as follows:

“SEC. 5. At such time as the Secretary and the interested local organization have agreed on a plan for works of improvement, and the Secretary has determined that the benefits exceed the costs, and the local organization has met the requirements for participation in carrying out the works of improvement as set forth in section 4, the local organization with such assistance as it may request from the Secretary, which assistance the Secretary is hereby authorized to give, shall secure engineering and other services, including the design, preparation of contracts and specifications, awarding of contracts, and supervision of construction, in connection with such works of improvement, and in order to properly carry out such services in such projects as to such structures therein providing for municipal or industrial water supplies, the local organization shall, and in such projects not providing for municipal or industrial water supplies, the local organization may, retain or employ a professional engineer or engineers satisfactory to the Secretary, and the Secretary shall reimburse the local organization for the cost it may incur for the services of such engineer or engineers as is properly chargeable to such works of improvement, except that if the local organization decides not to retain or employ a professional engineer or if the Secretary determines that competent engineering services are not available he may contract for a competent engineer to provide such services or arrange for employees of the Federal Government to provide such services: *Provided*, That at the request of the local organization which retains or employs a professional engineer or engineers as aforesaid, the Secretary may advance such amounts as may be necessary to pay for such services, but such advances with respect to any works of improvement shall not exceed 5 per centum of the estimated total cost of such works: *Provided further*, That, except as to the installation of works of improvement on Federal lands, the Secretary shall not construct or enter into any contract for the construction of any structure unless there is no local organization authorized by State law to undertake such construction or to enter into such contract, and in no event after July 1, 1956: *Provided*, That in participating in the installation of such works of improvement the Secretary, as far as practicable and consistent with his responsibilities for administering the overall national agricultural program, shall utilize the authority conferred upon him by the provisions of this Act: *Provided further*, That whenever the estimated Federal contribution to the construction cost of works of improvement in any watershed or subwatershed area shall exceed \$250,000 or the works of improvement include any structure having a total capacity in excess of twenty-five hundred acre-feet, the Secretary shall transmit a copy of the plan and the justification therefor to the Congress through the President: *Provided further*, That any such plan involving an estimated Federal contribution to construction costs in excess of \$250,000 or containing any structure having a total capacity in excess of twenty-five hundred acre-feet (a) which includes reclamation or irrigation works or which affects public or other lands or wildlife under the jurisdiction of the Secretary of the Interior, or (b) which includes Federal assistance for floodwater detention structures, shall be submitted to the Secretary of the Interior or the Secretary of the Army, respectively, for his views and recommendations at least thirty days prior to transmission of the plan to the Congress through the President. The views and recommendations of the Secretary of the Interior, and the Secretary of the Army, if received by the Secretary of

16 USC 1005.
Works of im-
provement.

Transmittal of
plan to Congress.

Rules and regulations.

Agriculture prior to the expiration of the above thirty-day period, shall accompany the plan transmitted by the Secretary of Agriculture to the Congress through the President: *Provided further*, That, prior to any Federal participation in the works improvement under this Act, the President shall issue such rules and regulations as he deems necessary or desirable to carry out the purposes of this Act, and to assure the coordination of the work authorized under this Act and related work of other agencies including the Department of the Interior and the Department of the Army."

Loans to local organizations.

(g) After section 7 insert the following two new sections and renumber subsequent sections of the Act to conform:

"SEC. 8. The Secretary is authorized to make loans or advancements to local organizations to finance the local share of costs of carrying out works of improvement provided for in this Act. Such loans or advancements shall be made under contracts or agreements which will provide, under such terms and conditions as the Secretary deems appropriate, for the repayment thereof in not more than fifty years from the date when the principal benefits of the works of improvement first become available, with interest at the average rate, as determined by the Secretary of the Treasury, payable by the Treasury upon its marketable public obligations outstanding at the beginning of the fiscal year in which the loan or advancement is made, which are neither due nor callable for redemption for fifteen years from date of issue. With respect to any single plan for works of improvement, the amount of any such loan or advancement shall not exceed five million dollars.

Applicability of Act.

"SEC. 9. The provisions of this Act shall be applicable to Hawaii, Alaska, Puerto Rico, and the Virgin Islands."

SEC. 2. The amendments made by this Act shall be applicable to all works of improvement and plans for such works under the provisions of the Watershed Protection and Flood Prevention Act. Any plans for works of improvement with respect to which the Secretary of Agriculture was authorized prior to the date of this Act to participate in the installation of works of improvement in accordance with such plan, or any plan for works of improvement which has received prior to the date of this Act the approval of congressional committees, as required by such Act, need not be submitted to the congressional committees as required by the Watershed Protection and Flood Prevention Act as amended by this Act.

Approved August 7, 1956.

Public Law 1019

CHAPTER 1028

August 7, 1956
[H. R. 9874]

AN ACT

To authorize Canadian vessels to be employed in the coastwise transportation of coal to Ogdensburg, New York.

Canadian vessels.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That until June 30, 1957, notwithstanding the provisions of law of the United States restricting to vessels of the United States the transportation of merchandise, directly or indirectly, from any port in the United States to another port of the United States, Canadian vessels may transport coal to Ogdensburg, New York, from other points in the United States, on the Great Lakes, or their connecting or tributary waters.

Approved August 7, 1956.

Public Law 1020

CHAPTER 1029

AN ACT

To extend and amend laws relating to the provision and improvement of housing and the conservation and development of urban communities, and for other purposes.

August 7, 1956
[H. R. 11742]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Housing Act of 1956".

Housing Act of
1956.

TITLE I—FHA INSURANCE PROGRAMS

PROPERTY IMPROVEMENT LOANS

SEC. 101. (a) (1) Section 2 (a) of the National Housing Act is amended by striking out "September 30, 1956" and inserting in lieu thereof "September 30, 1959".

69 Stat. 635,
12 USC 1703.

(2) The proviso in the second paragraph of section 2 (a) of such Act is amended to read as follows: " : *Provided*, That this clause (iii) may in the discretion of the Commissioner be waived with respect to the period of occupancy or completion of any such new residential structures".

Ante, p. 11.

(b) Section 2 (b) of such Act is amended—

56 Stat. 305.

(1) by striking out "made for the purpose of financing the alteration, repair, or improvement of existing structures exceeds \$2,500, or for the purpose of financing the construction of new structures exceeds \$3,000" and inserting in lieu thereof "exceeds \$3,500";

(2) by striking out "except that" in clause (2) and inserting in lieu thereof "except that the Commissioner may increase such maximum limitation to five years and thirty-two days if he determines such increase to be in the public interest after giving consideration to the general effect of such increase upon borrowers, the building industry, and the general economy, and"; and

(3) by striking out "\$10,000" and inserting in lieu thereof "\$15,000 nor an average amount of \$2,500 per family unit".

62 Stat. 1275.

(c) Section 2 (b) of such Act is further amended by striking out "*Provided*, That" and inserting in lieu thereof the following: "*Provided*, That any such obligation with respect to which insurance is granted under this section on or after sixty days from the date of the enactment of this proviso shall bear interest, and insurance premium charges, not exceeding (A) an amount, with respect to so much of the net proceeds thereof as does not exceed \$2,500, equivalent to \$5 discount per \$100 of original face amount of a one-year note payable in equal monthly installments, plus (B) an amount, with respect to any portion of the net proceeds thereof in excess of \$2,500, equivalent to \$4 discount per \$100 of original face amount of such a note: *Provided further*, That the amounts referred to in clauses (A) and (B) of the preceding proviso, when correctly based on tables of calculations issued by the Commissioner or adjusted to eliminate minor errors in computation in accordance with requirements of the Commissioner, shall be deemed to comply with such proviso: *Provided further*, That".

SALES HOUSING INSURANCE

SEC. 102. (a) Section 203 (b) (2) of the National Housing Act is amended by striking out "(but, in any case where the dwelling is not approved for mortgage insurance prior to the beginning of construction, 90 per centum)" and inserting in lieu thereof the following:

68 Stat. 591;
post, p. 1092,
12 USC 1709.

"(but, in any case where the dwelling is not approved for mortgage insurance prior to the beginning of construction, unless the construction of the dwelling was completed more than one year prior to the application for mortgage insurance, 90 per centum)".

68 Stat. 592.
12 USC 1709.

(b) Section 203 (h) of such Act is amended by striking out "\$7,000" and inserting in lieu thereof "\$12,000".

RENTAL HOUSING INSURANCE

64 Stat. 53.
12 USC 1713.

SEC. 103. (a) Section 207 (c) (2) of the National Housing Act is amended by striking out "80 per centum" and inserting in lieu thereof "90 per centum".

68 Stat. 595.
12 USC 1713.

(b) Section 207 (c) (3) of such Act is amended to read as follows:

"(3) not to exceed, for such part of such property or project as may be attributable to dwelling use, \$2,250 per room (or \$8,100 per family unit if the number of rooms in such property or project is less than four per family unit) or not to exceed \$1,000 per space or \$300,000 per mortgage for trailer courts or parks: *Provided*, That as to projects to consist of elevator type structures, the Commissioner may, in his discretion, increase the dollar amount limitation of \$2,250 per room to not to exceed \$2,700 per room and the dollar amount limitation of \$8,100 per family unit to not to exceed \$8,400 per family unit, as the case may be, to compensate for the higher costs incident to the construction of elevator type structures of sound standards of construction and design; except that the Commissioner may, by regulation, increase any of the foregoing dollar amount limitations per room contained in this paragraph by not to exceed \$1,000 per room in any geographical area where he finds that cost levels so require."

HOUSING FOR THE ELDERLY

68 Stat. 591:
ante, p. 1091.
12 USC 1709.

SEC. 104. (a) Section 203 (b) (2) of the National Housing Act is amended by striking out the final period and inserting in lieu thereof a comma and the following: "except that with respect to a mortgage executed by a mortgagor who is sixty years of age or older as of the date the mortgage is accepted for insurance, the mortgagor's payment required by this proviso may be paid by a corporation or person other than the mortgagor under such terms and conditions as the Commissioner may prescribe."

64 Stat. 52.
12 USC 1713.

(b) Section 207 (b) of such Act is amended—

(1) by inserting "(except provisions relating to housing for elderly persons)" before "to take" in the unnumbered paragraph immediately following paragraph (2); and

(2) by inserting "(except with respect to housing designed for elderly persons, with occupancy preference therefor, as provided in the paragraph following paragraph (3) of subsection (c))" after "hereunder" in the second unnumbered paragraph following paragraph (2).

67 Stat. 123.
12 USC 1713.

(c) Section 207 (c) of such Act is amended by striking out the unnumbered paragraph immediately following paragraph (3) and inserting in lieu thereof the following new paragraph:

"Notwithstanding any of the limitations contained in paragraphs (2) and (3) of this subsection, if the entire property or project is specially designed for the use and occupancy of elderly persons in accordance with standards established by the Commissioner and the mortgagor is a financially qualified nonprofit organization acceptable to the Commissioner, the mortgage may involve a principal obligation not in excess of \$8,100 per family unit for such part of such property

as may be attributable to dwelling use and not in excess of 90 per centum of the amount which the Commissioner estimates will be the replacement cost of such property or project when the proposed physical improvements are completed: *Provided*, That the Commissioner shall prescribe such procedures as in his judgment are necessary to secure to elderly persons priorities in occupancy of the units designed for their use."

(d) The Housing and Home Finance Administrator shall establish, in accordance with the provisions of section 601 of the Housing Act of 1949, as amended, an advisory committee on matters relating to housing for elderly persons.

68 Stat. 645.
12 USC 1701h.

COOPERATIVE HOUSING INSURANCE

SEC. 105. (a) Section 213 (a) of the National Housing Act is amended—

64 Stat. 54.
12 USC 1715e.

- (1) by striking out "or" at the end of paragraph (1);
- (2) by inserting "or" at the end of paragraph (2);
- (3) by adding after paragraph (2) the following new paragraph:

"(3) a mortgagor, approved by the Commissioner, which (A) has certified to the Commissioner, as a condition of obtaining the insurance of a mortgage under this section, that upon completion of the property or project covered by such mortgage it intends to sell such property or project to a nonprofit corporation or nonprofit trust of the character described in paragraph (1) of this subsection at the actual cost of such property or project as certified pursuant to section 227 of this Act and will faithfully and diligently make and carry out all reasonable efforts to consummate such sale, and (B) shall be regulated or restricted by the Commissioner as to rents, charges, capital structure, rate of return, and methods of operation during any period while it holds the mortgaged property or project; and for such purpose the Commissioner may make such contracts with, and acquire for not to exceed \$100 such stock or interest in, any such mortgagor as the Commissioner may deem necessary to render effective such restriction or regulation, such stock or interest to be paid for out of the Housing Fund and to be redeemed by such mortgagor at par upon the sale of such property or project to such nonprofit corporation or nonprofit trust;" and

68 Stat. 607.
12 USC 1715r.

- (4) by adding "referred to in paragraphs (1) and (2) of this subsection" after "which corporations or trusts".

(b) Section 213 (b) (2) of such Act is amended—

68 Stat. 595.
12 USC 1715e.

- (1) by striking out "65 per centum" and inserting in lieu thereof "50 per centum";

(2) by amending the last proviso to read as follows: " : *And provided further*, That for the purposes of this section the word 'veteran' shall mean a person who has served in the active military or naval service of the United States at any time on, or after April 6, 1917, and prior to November 12, 1918, or on or after September 16, 1940, and prior to July 26, 1947, or on or after June 27, 1950, and prior to February 1, 1955"; and

(3) by inserting immediately after "\$8,900" a semicolon and the following: "except that the Commissioner may, by regulation, increase any of the foregoing dollar amount limitations per room contained in this paragraph by not to exceed \$1,000 per room in any geographical area where he finds that cost levels so require: *Provided further*, That in the case of a mortgagor of the character described in paragraph (3) of subsection (a) the mortgage shall

involve a principal obligation in an amount not to exceed 85 per centum of the amount which the Commissioner estimates will be the replacement cost of the property or project when the proposed physical improvements are completed: *Provided further*, That upon the sale of a property or project by a mortgagor of the character described in paragraph (3) of subsection (a) to a non-profit cooperative ownership housing corporation or trust within two years after the completion of such property or project, the mortgage given to finance such sale shall involve a principal obligation in an amount not to exceed the maximum amount computed in accordance with this subsection without regard to the preceding proviso”.

64 Stat. 54.
12 USC 1715e.

(c) Section 213 of such Act is further amended by adding at the end thereof the following subsection:

“(h) In the event that a mortgagor of the character described in paragraph (3) of subsection (a) obtains an insured mortgage loan pursuant to this section and fails to sell the property or project covered by such mortgage to a nonprofit housing corporation or nonprofit housing trust of the character described in paragraph (1) of subsection (a) hereof, such mortgagor shall not thereafter be eligible by reason of such paragraph (3) for insurance of any additional mortgage loans pursuant to this section.”

68 Stat. 608.
12 USC 1715r.

(d) Paragraph (a) of section 227 of such Act is amended by inserting after “subsection (a) thereof” the following: “or with respect to any property or project of a mortgagor of the character described in paragraph (3) of subsection (a) thereof”.

GENERAL MORTGAGE INSURANCE AUTHORIZATION

68 Stat. 596; 69
Stat. 636.
12 USC 1715h.

SEC. 106. Section 217 of the National Housing Act is amended—

(1) by striking out “July 1, 1955” in the first sentence and inserting in lieu thereof “July 1, 1956”;

(2) by striking out “\$4,000,000,000” in the first sentence and inserting in lieu thereof “\$3,000,000,000”; and

(3) by striking out “section 2” in the first and second sentences and inserting in lieu thereof “section 2 and section 803”.

HOUSING IN URBAN RENEWAL AREAS

68 Stat. 598.
12 USC 1715k.

SEC. 107. (a) Section 220 (d) (3) (B) (ii) of the National Housing Act is amended by inserting after “Commissioner” in the parenthetical phrase a comma and the following: “and shall include an allowance for builder’s and sponsor’s profit and risk of 10 per centum of all of the foregoing items except the land unless the Commissioner, after certification that such allowance is unreasonable, shall by regulation prescribe a lesser percentage”.

(b) Section 220 (d) (3) (B) (iii) of such Act is amended by striking out in the first proviso thereof all that follows “construction and design” and inserting in lieu thereof a colon and the following: “*Provided, further*, That the Commissioner may, by regulation, increase any of the foregoing dollar amount limitations by not to exceed \$1,000 per room or per family unit, as the case may be, in any geographical area where he finds that cost levels so require”.

LOW-COST HOUSING FOR DISPLACED FAMILIES

68 Stat. 600.
12 USC 1715l.

SEC. 108. Section 221 (d) of the National Housing Act is amended—

(1) by striking out “\$7,600” in paragraphs (2) and (3) and inserting in lieu thereof “\$9,000”;

(2) by striking out "\$8,600" in paragraphs (2) and (3) and inserting in lieu thereof "\$10,000";

(3) by striking out "95 per centum of the appraised value (as of the date the mortgage is accepted for insurance) of a property, upon which there is located a dwelling designed principally for a single-family residence: *Provided*, That the mortgagor shall be the owner and occupant of the property at the time of the insurance and shall have paid on account of the property at least 5 per centum of the Commissioner's estimate of the cost of acquisition in cash or its equivalent" in paragraph (2) and inserting in lieu thereof the following: "the appraised value (as of the date the mortgage is accepted for insurance) of a property upon which there is located a dwelling designed principally for a single-family residence, less such amount as may be necessary to comply with the succeeding proviso: *Provided*, That the mortgagor shall be the owner and occupant of the property at the time of the insurance and shall have paid on account of the property at least \$200 in cash or its equivalent (which amount may include amounts to cover settlement costs and initial payments for taxes, hazard insurance, mortgage insurance premium, and other prepaid expenses)";

(4) by striking out "95 per centum of" in paragraph (3);

(5) by striking out "agencies thereof" in paragraph (3) and inserting in lieu thereof "agencies thereof or the Federal Housing Commissioner"; and

(6) by striking out "thirty" in paragraph (4) and inserting in lieu thereof "forty".

APPROVAL OF COST CERTIFICATIONS

SEC. 109. Section 227 of the National Housing Act is amended—

68 Stat. 607.
12 USC 1715r.

(1) by inserting after the first sentence the following new sentence: "Upon the Commissioner's approval of the mortgagor's certification as required hereunder, such certification shall be final and incontestable, except for fraud or material misrepresentation on the part of the mortgagor.";

(2) by inserting after "legal expenses," each place it appears in paragraph (c) the following: "such allocations of general overhead items as are acceptable to the Commissioner,";

(3) by inserting after "maximum insurable mortgage amount" in paragraph (b) a semicolon and the following: "except that if the mortgage is to assist the financing of repair or rehabilitation and no part of the proceeds will be used to finance the purchase of the land or structure involved, the approved percentage shall be 100 per centum"; and by striking out "(without reduction by reason of the application of the approved percentage requirements of this section)" in clause (ii) (B) of paragraph (c);

(4) by amending the proviso in paragraph (c) to read as follows: "": *Provided*, That such additional amount under (A) of this clause (ii) shall in no event exceed the Commissioner's estimate of the fair market value of such land and improvements prior to such repair or rehabilitation, and such additional amount under (B) of this clause (ii) shall in no event exceed the approved percentage of the Commissioner's estimate of the fair market value of such land and improvements prior to such repair or rehabilitation"; and

(5) by adding at the end of paragraph (c) the following: "In the case of a mortgage insured under section 220 where the mortgagor is also the builder as defined by the Commissioner,

68 Stat. 596.
12 USC 1715k.

68 Stat. 596,
12 USC 1715k.

there shall be included in the actual cost, in lieu of the allowance for builder's profit under clause (i) or (ii) of the preceding sentence, an allowance for builder's and sponsor's profit and risk of 10 per centum (unless the Commissioner, after finding that such allowance is unreasonable, shall by regulation prescribe a lesser percentage) of all other items entering into the term 'actual cost' except land or amounts paid for a leasehold and amounts included under either (A) or (B) of clause (ii) of the preceding sentence. In the case of a mortgage insured under section 220 where the mortgagor is not also the builder as defined by the Commissioner, there shall be included in the actual cost an allowance for sponsor's profit and risk of the said 10 per centum or lesser percentage of all other items entering into the term 'actual cost' except land or amounts paid for a leasehold, amounts included under either (A) or (B) of the said clause (ii), and amounts paid by the mortgagor under a general construction contract."

Federal National
Mortgage Associa-
tion.

68 Stat. 613,
12 USC 1717.

TITLE II—SECONDARY MORTGAGE MARKET

SEC. 201. Section 302 (b) of the National Housing Act is amended—

(1) by striking out "and (2)" and inserting in lieu thereof "(2)";

(2) by striking out "if (i)" and inserting in lieu thereof "if"; and

(3) by striking out "or (ii) the original principal obligation thereof exceeds or exceeded \$15,000 for each family residence or dwelling unit covered by the mortgage" and inserting in lieu thereof "; and (3) the Association may not purchase any mortgage, except a mortgage insured under section 803 or a mortgage covering property located in Alaska, Guam, or Hawaii, if the original principal obligation thereof exceeds or exceeded \$15,000 for each family residence or dwelling unit covered by the mortgage".

69 Stat. 647,
12 USC 1748b.

68 Stat. 614,
12 USC 1718.

SEC. 202. Section 303 (b) of such Act is amended by striking out the first sentence and inserting: "The Association shall accumulate funds for its capital surplus account from private sources by requiring each mortgage seller to make payments of nonrefundable capital contributions equal to 2 per centum of the unpaid principal amounts of mortgages purchased or to be purchased by the Association from such seller or equal to such other greater or lesser percentage, but not less than 1 per centum thereof, as the Association may determine from time to time, taking into consideration conditions in the mortgage market and the general economy."

68 Stat. 615,
12 USC 1719.

SEC. 203. Section 304 (a) of such Act is amended by striking out "at the market price" in the second sentence and inserting "within the range of market prices".

SEC. 204. (a) Section 304 (a) of such Act is amended by adding at the end thereof the following new sentence: "Notwithstanding any other provision of this section, advance commitments to purchase mortgages in secondary market operations under this section shall be issued only at prices which are sufficient to facilitate advance planning of home construction, but which are sufficiently below the price then offered by the Association for immediate purchase to prevent excessive sales to the Association pursuant to such commitments."

(b) Section 304 (d) of such Act is amended to read as follows:

"(d) The Association may not purchase participations in its operations under this section."

68 Stat. 617,
12 USC 1720.

SEC. 205. Section 305 (b) of such Act is amended by striking out the second sentence and inserting in lieu thereof the following:

"Notwithstanding any other provision of this section, the price to be paid by the Association for mortgages purchased in its operations under this section, during a period of one year from the date of the enactment of the Housing Act of 1956, shall be not less than 99 per centum of the unpaid principal amount thereof at the time of purchase, with adjustments for interest and any comparable items."

SEC. 206. Section 305 (f) of such Act is amended by striking out "by the Housing Amendments of 1955" and inserting in lieu thereof "on or after August 11, 1955".

69 Stat. 651.
12 USC 1720.

SEC. 207. Section 305 (e) of such Act is amended—

69 Stat. 636.
12 USC 1720.

(1) by inserting "and purchase transactions" after the words "advance commitment contracts";

(2) inserting "or transactions" after the words "if such commitments"; and

(3) by striking out "but not more than \$5,000,000 of such authorization shall be available for such commitments in any one State" and inserting in lieu thereof "but such commitments in any one State shall not exceed \$5,000,000 outstanding at any one time".

SEC. 208. So much of section 305 (c) of such Act as precedes the proviso is amended by striking out "purchasers" and inserting in lieu thereof "purchases".

68 Stat. 617.
12 USC 1720.

SEC. 209. (a) The last sentence of section 306 (c) of such Act is amended by striking out "and subsection (e) of this section".

68 Stat. 618, 619.
12 USC 1721.

(b) Section 306 (e) of such Act is repealed.

TITLE III—SLUM CLEARANCE AND URBAN RENEWAL

SEC. 301. Section 102 (d) of the Housing Act of 1949 is amended by adding at the end thereof the following: "Notwithstanding section 110 (h) or the use in any other provision of this title of the term 'local public agency' or 'local public agencies' the Administrator may make advances of funds under this subsection for surveys and plans for an urban renewal project (including General Neighborhood Renewal Plans as hereinafter defined) to a single local public body which has the authority to undertake and carry out a substantial portion, as determined by the Administrator, of the surveys and plans or the project respecting which such surveys and plans are to be made: *Provided*, That the application for such advances shows, to the satisfaction of the Administrator, that the filing thereof has been approved by the public body or bodies authorized to undertake the other portions of the surveys and plans or of the project which the applicant is not authorized to undertake."

68 Stat. 624.
42 USC 1452

68 Stat. 629.
42 USC 1460.

SEC. 302. (a) (1) Section 105 (a) of the Housing Act of 1949 is amended by striking out "(including any redevelopment plan constituting a part thereof)".

68 Stat. 625.
42 USC 1455.

(2) Section 110 (b) of such Act is amended by inserting "and" after the semicolon at the end of clause (1), and by striking out "; and (3)" and all that follows and inserting in lieu thereof a period.

68 Stat. 626.
42 USC 1460.

(b) (1) Section 110 (c) of such Act is amended to read as follows:

"(c) 'Urban renewal project' or 'project' may include undertakings and activities of a local public agency in an urban renewal area for the elimination and for the prevention of the development or spread of slums and blight, and may involve slum clearance and redevelopment in an urban renewal area, or rehabilitation or conservation in an urban renewal area, or any combination or part thereof, in accordance

with such urban renewal plan. Such undertakings and activities may include—

“(1) acquisition of (i) a slum area or a deteriorated or deteriorating area, or (ii) land which is predominantly open and which because of obsolete platting, diversity of ownership, deterioration of structures or of site improvements, or otherwise, substantially impairs or arrests the sound growth of the community, or (iii) open land necessary for sound community growth which is to be developed for predominantly residential uses: *Provided*, That the requirement in paragraph (a) of this section that the area be a slum area or a blighted, deteriorated or deteriorating area shall not be applicable in the case of an open land project;

“(2) demolition and removal of buildings and improvements;

“(3) installation, construction, or reconstruction of streets, utilities, parks, playgrounds, and other improvements necessary for carrying out in the urban renewal area the urban renewal objectives of this title in accordance with the urban renewal plan;

“(4) disposition of any property acquired in the urban renewal area (including sale, initial leasing or retention by the local public agency itself) at its fair value for uses in accordance with the urban renewal plan;

“(5) carrying out plans for a program of voluntary repair and rehabilitation of buildings or other improvements in accordance with the urban renewal plan; and

“(6) acquisition of any other real property in the urban renewal area where necessary to eliminate unhealthful, insanitary or unsafe conditions, lessen density, eliminate obsolete or other uses detrimental to the public welfare, or otherwise to remove or prevent the spread of blight or deterioration, or to provide land for needed public facilities.

“For the purposes of this title, the term ‘project’ shall not include the construction or improvement of any building, and the term ‘redevelopment’ and derivatives thereof shall mean development as well as redevelopment. For any of the purposes of section 109 hereof, the term ‘project’ shall not include any donations or provisions made as local grants-in-aid and eligible as such pursuant to clauses (2) and (3) of section 110 (d) hereof.

68 Stat. 526,
42 USC 1459.

Post, p. 1099.

“Financial assistance shall not be extended under this title with respect to any urban renewal area which is not clearly predominantly residential in character unless such area will be a predominantly residential area under the urban renewal plan therefor: *Provided*, That, where such an area which is not clearly predominantly residential in character contains a substantial number of slum, blighted, deteriorated, or deteriorating dwellings or other living accommodations, the elimination of which would tend to promote the public health, safety, and welfare in the locality involved and such area is not appropriate for predominantly residential uses, the Administrator may extend financial assistance for such a project, but the aggregate of the capital grants made pursuant to this title with respect to such projects shall not exceed 10 per centum of the total amount of capital grants authorized by this title.

“In addition to all other powers hereunder vested, where land within the purview of clause (1) (ii) or (1) (iii) of the first paragraph of this subsection (whether it be predominantly residential or nonresidential in character) is to be redeveloped for predominantly nonresidential uses, loans and advances under this title may be extended therefor if the governing body of the local public agency determines that such redevelopment for predominantly nonresidential uses is necessary and appropriate to facilitate the proper growth and development of the

community in accordance with sound planning standards and local community objectives and to afford maximum opportunity for the redevelopment of the project area by private enterprise: *Provided*, That loans and outstanding advances to any local public agency pursuant to the authorization of this sentence shall not exceed 2½ per centum of the estimated gross project costs of the projects undertaken under other contracts with such local public agency pursuant to this title."

(2) The first sentence of section 110 (d) of such Act is amended by striking out the words "either the second or third sentence" in clause (2) and inserting "the second sentence".

68 Stat. 628.
42 USC 1460.

(c) The first sentence of section 110 (d) of such Act is amended by striking out the phrase ", public facilities financed by special assessments against land in the project area," in clause (3) and adding the following proviso before the period at the end of the sentence: "*And provided further*, That in any case where a public facility furnished as a local grant-in-aid is financed in whole or in part by special assessments against real property in the project area acquired by the local public agency as part of the project, an amount equal to the total special assessments against such real property (or, in the case of a computation pursuant to the proviso immediately preceding, the estimated amount of such total special assessments) shall be deducted from the cost of such facility for the purpose of computing the amount of the local grants-in-aid for the project".

(d) Section 110 (e) of such Act is amended by adding the following at the end thereof: "Where real property in the project area is acquired and is owned as part of the project by the local public agency and such property is not subject to ad valorem taxes by reason of its ownership by the local public agency and payments in lieu of taxes are not made on account of such property, there may (with respect to any project for which a contract of Federal assistance under this title is in force or is hereafter executed) be included, at the discretion of the Administrator, in gross project cost an amount equal to the ad valorem taxes which would have been levied upon such property if it had been subject to ad valorem taxes, but in all cases prorated for the period during which such property is owned by the local public agency as part of the project, and such amount shall also be considered a cash local grant-in-aid within the purview of section 110 (d) hereof. Such amount, and the amount of taxes or payments in lieu of taxes included in gross project cost, shall be subject to the approval of the Administrator and such rules, regulations, limitations, and conditions as he may prescribe."

Sec. 303. (a) Section 102 (d) of the Housing Act of 1949 is amended by adding the following at the end thereof:

Ante, p. 1097.

"In order to facilitate proper preliminary planning for the attainment of the urban renewal objectives of this title, the Administrator may also make advances of funds (in addition to those authorized above) to local public agencies for the preparation of General Neighborhood Renewal Plans (as herein defined) for urban renewal areas of such scope that the urban renewal activities therein may have to be carried out in stages, consistent with the capacity and resources of the respective local public agency, over an estimated period of not more than ten years. No contract for advances for the preparation of a General Neighborhood Renewal Plan may be made unless the Administrator has determined that:

General Neighborhood Renewal Plans.

"(1) in the interest of sound community planning, it is desirable that the urban renewal area be planned for urban renewal purposes in its entirety;

"(2) the local public agency proposes to undertake promptly an urban renewal project embracing at least 10 per centum of such area, upon completion of the General Neighborhood Renewal Plan and the preparation of an urban renewal plan for such project; and

"(3) the governing body of the locality has by resolution or ordinance (i) approved the undertaking of the General Neighborhood Renewal Plan and the submission of an application for such advance and (ii) represented that such plan will be used to the fullest extent feasible as a guide for the provision of public improvements in such area and that the plan will be considered in formulating codes and other regulatory measures affecting property in the area and in undertaking other local governmental activities pertaining to the development, redevelopment, rehabilitation, and conservation of the area.

The contract for any such advance of funds for a General Neighborhood Renewal Plan shall be made upon the condition that such advance shall be repaid, with interest at not less than the applicable going Federal rate, out of any moneys which become available to the local public agency for the undertaking of the first urban renewal project in such area: *Provided*, That in the event of the undertaking of any other project or projects in such area an appropriate allocation of the amount of the advance, with interest, may be effected to the end that each such project may bear its proper allocable part, as determined by the Administrator, of the cost of the General Neighborhood Renewal Plan. As used herein, a General Neighborhood Renewal Plan means a preliminary plan (conforming, in the determination of the governing body of the locality, to the general plan of the locality as a whole and to the workable program of the community meeting the requirements of section 101) which outlines the urban renewal activities proposed for the area involved, provides a framework for the preparation of urban renewal plans and indicates generally, to the extent feasible in preliminary planning, the land uses, population density, building coverage, prospective requirements for rehabilitation and improvement of property, and any portions of the area contemplated for clearance and redevelopment."

68 Stat. 623,
42 USC 1451.

68 Stat. 624;
ante, p. 1097,
42 USC 1452.

(b) Section 102 (d) of such Act is further amended by striking out "The Administrator may make advances of funds to local public agencies for" and inserting in lieu thereof "The Administrator may make advances of funds to local public agencies for surveys of urban areas to determine whether the undertaking of urban renewal projects therein may be feasible and for".

69 Stat. 637,
42 USC 1456.

SEC. 304. Section 106 (e) of the Housing Act of 1949 is amended by striking out "\$70,000,000" and inserting in lieu thereof "\$100,000,000".

SEC. 305. Section 106 of such Act is further amended by adding at the end thereof the following new subsection:

"(f) (1) Notwithstanding any other provision of this title, an urban renewal project respecting which a contract for a capital grant is executed under this title may include the making of relocation payments (as defined in paragraph (2)); and such contract shall provide that the capital grant otherwise payable under this title shall be increased by an amount equal to such relocation payments and that no part of the amount of such relocation payments shall be required to be contributed as part of the local grant-in-aid.

"(2) As used in this subsection, the term 'relocation payments' means payments by a local public agency, in connection with a project, to individuals, families, and business concerns for their reasonable and necessary moving expenses and any actual direct losses of property

except goodwill or profit (which are incurred on and after the date of the enactment of the Housing Act of 1956, and for which reimbursement or compensation is not otherwise made) resulting from their displacement by an urban renewal project included in an urban renewal area respecting which a contract for capital grant has been executed under this title. Such payments shall be made subject to such rules and regulations prescribed by the Administrator as are in effect on the date of execution of the contract for capital grant (or the date on which the contract is amended pursuant to paragraph (3)), and shall not exceed \$100 in the case of an individual or family, or \$2,000 in the case of a business concern.

“(3) Any contract with a local public agency which was executed under this title before the date of the enactment of the Housing Act of 1956 may be amended to provide for payments under this subsection for expenses and losses incurred on or after such date.”

SEC. 306. Section 104 of such Act is amended to read as follows:

63 Stat. 416.
42 USC 1454.

“REQUIREMENTS FOR LOCAL GRANTS-IN-AID

“SEC. 104. Every contract for capital grants under this title shall require local grants-in-aid in connection with the project involved. Such local grants-in-aid, together with the local grants-in-aid to be provided in connection with all other projects of the local public agency on which contracts for capital grants have theretofore been made, shall not be required in excess of one-third of the aggregate net project costs of all projects of the local public agency on which contracts for capital grants have been made.”

SEC. 307. (a) Title I of the Housing Act of 1949 is amended by adding at the end thereof the following new section:

63 Stat. 414.
42 USC 1451-1460.

“DISASTER AREAS

“SEC. 111. Where the local governing body certifies, and the Administrator finds, that an urban area is in need of redevelopment or rehabilitation as a result of a flood, fire, hurricane, earthquake, storm, or other catastrophe which the President, pursuant to section 2 (a) of the Act entitled ‘An Act to authorize Federal assistance to States and local governments in major disasters, and for other purposes’ (Public Law 875, Eighty-first Congress, approved September 30, 1950), as amended, has determined to be a major disaster, the Administrator is authorized to extend financial assistance under this title for an urban renewal project with respect to such area without regard to the following:

64 Stat. 1109.
42 USC 1855a.

“(1) the ‘workable program’ requirement in section 101 (c), except that any contract for temporary loan or capital grant pursuant to this section shall obligate the local public agency to comply with the ‘workable program’ requirement in section 101 (c) by a future date determined to be reasonable by the Administrator and specified in such contract;

68 Stat. 623.
42 USC 1451.

“(2) the requirements in section 105 (a) (iii) and section 110 (b) (1) that the urban renewal plan conform to a general plan of the locality as a whole and to the workable program referred to in section 101 (c);

68 Stat. 625, 626.
42 USC 1455, 1460.

“(3) the ‘relocation’ requirements in section 105 (c): *Provided*, That the Administrator finds that the local public agency has presented a plan for the encouragement, to the maximum extent feasible, of the provision of dwellings suitable for the needs of families displaced by the catastrophe or by redevelopment or rehabilitation activities;

63 Stat. 417.
42 USC 1455.

“(4) the ‘public hearing’ requirement in section 105 (d);

63 Stat. 414; 68 Stat. 626, 42 USC 1452, 1460.

"(5) the requirements in sections 102 and 110 that the urban renewal area be a slum area or a blighted, deteriorated, or deteriorating area; and

"(6) the requirements in section 110 with respect to the predominantly residential character or predominantly residential re-use of urban renewal areas.

In the preparation of the urban renewal plan with respect to a project aided under this section, the local public agency shall give due regard to the removal or relocation of dwellings from the site of recurring floods or other recurring catastrophes in the project area."

68 Stat. 597, 12 USC 1715k.

(b) Subparagraph (A) of section 220 (d) (1) of the National Housing Act is amended to read as follows:

63 Stat. 414, 42 USC 1451-1460.

68 Stat. 590.

68 Stat. 623, 42 USC 1451.

Ante, p. 1101.

"(A) be located in (i) the area of a slum clearance and urban redevelopment project covered by a Federal-aid contract executed or a prior approval granted, pursuant to title I of the Housing Act of 1949 before the effective date of the Housing Act of 1954, or (ii) an urban renewal area (as defined in title I of the Housing Act of 1949, as amended) in a community respecting which the Housing and Home Finance Administrator has made the certification to the Commissioner provided for by section 101 (c) of the Housing Act of 1949, as amended, or (iii) the area of an urban renewal project assisted under section 111 of the Housing Act of 1949, as amended: *Provided*, That, in the case of an area within the purview of clause (i) or (ii) of this subparagraph, a redevelopment plan or an urban renewal plan (as defined in title I of the Housing Act of 1949, as amended), as the case may be, has been approved for such area by the governing body of the locality involved and by the Housing and Home Finance Administrator, and the Administrator has certified to the Commissioner that such plan conforms to a general plan for the locality as a whole and that there exist the necessary authority and financial capacity to assure the completion of such redevelopment or urban renewal plan: *And provided further*, That, in the case of an area within the purview of clause (iii) of this subparagraph, an urban renewal plan (as required for projects assisted under such section 111) has been approved for such area by such governing body and by the Administrator, and the Administrator has certified to the Commissioner that such plan conforms to definite local objectives respecting appropriate land uses, improved traffic, public transportation, public utilities, recreational and community facilities, and other public improvements, and that there exist the necessary authority and financial capacity to assure the completion of such urban renewal plan, and".

68 Stat. 599, 12 USC 1715k.

(c) Section 221 (a) of the National Housing Act is amended—

(1) by adding immediately before the period at the end of the first sentence a comma and the following: "or (3) there is being carried out an urban renewal project assisted under section 111 of the Housing Act of 1949, as amended"; and

(2) by striking out "clause (2)" each place it appears in the last proviso and inserting in lieu thereof "clause (2) or (3)".

68 Stat. 640, 40 USC 461.

(d) The second sentence of section 701 of the Housing Act of 1954 is amended to read as follows: "The Administrator is further authorized to make planning grants for similar planning work (1) in metropolitan and regional areas to official State, metropolitan, or regional planning agencies empowered under State or local laws to perform such planning; (2) to cities, other municipalities, and counties having a population of twenty-five thousand or more according to the latest decennial census which have suffered substantial damage as a

Ante, p. 1101.

result of a flood, fire, hurricane, earthquake, storm, or other catastrophe which the President, pursuant to section 2 (a) of the Act entitled 'An Act to authorize Federal assistance to States and local governments in major disasters, and for other purposes' (Public Law 875, Eighty-first Congress, approved September 30, 1950), as amended, has determined to be a major disaster; and (3) to State planning agencies, to be used for the provision of planning assistance to the cities, other municipalities, and counties referred to in clause (2) hereof."

64 Stat. 1109.
42 USC 1855a.

SEC. 308. The last sentence of section 701 of the Housing Act of 1954 is amended by striking out "\$5,000,000" and inserting in lieu thereof "\$10,000,000".

68 Stat. 640.
40 USC 461.

TITLE IV—PUBLIC HOUSING

LOW-RENT PUBLIC HOUSING

SEC. 401. (a) Subsection (i) of section 10 of the United States Housing Act of 1937 is amended effective August 1, 1956, to read as follows:

69 Stat. 638.
42 USC 1410.

"(i) Notwithstanding any other provision of law, the Authority may enter into new contracts for loans and annual contributions after July 31, 1956, for not more than thirty-five thousand additional dwelling units, which amount shall be increased by thirty-five thousand additional dwelling units on July 1, 1957, and may enter into only such new contracts for preliminary loans in respect thereto as are consistent with the number of dwelling units for which contracts for annual contributions may be entered into hereunder: *Provided*, That the authority to enter into new contracts for annual contributions with respect to each such thirty-five thousand additional dwelling units shall terminate two years after the first date on which such authority may be exercised under the foregoing provisions of this subsection: *Provided further*, That any balance of the authorization provided by this subsection, as amended by section 108 (b) of the Housing Amendments of 1955, not utilized by July 31, 1956, shall be available in any succeeding year: *Provided further*, That no such new contract for annual contributions for additional units shall be entered into except with respect to low-rent housing for a locality respecting which the Housing and Home Finance Administrator has made the determination and certification relating to a workable program as prescribed in section 101 (c) of the Housing Act of 1949, as amended: *And provided further*, That no new contracts for loans and annual contributions for additional dwelling units in excess of the number authorized in this sentence shall be entered into unless authorized by the Congress."

68 Stat. 623.
42 USC 1451.

(b) Clause (2) of the third proviso appearing in that part of the Independent Offices Appropriation Act, 1953, which is captioned "Annual contributions:" under the heading "PUBLIC HOUSING ADMINISTRATION" is repealed.

66 Stat. 403.
42 USC 1411b.

SEC. 402. Section 101 (c) of title I of the Housing Act of 1949, as amended, is amended by inserting the following after the first comma therein: "or for annual contributions or capital grants pursuant to the United States Housing Act of 1937, as amended, for any project or projects not constructed or covered by a contract for annual contributions prior to August 1, 1956,".

68 Stat. 623.
42 USC 1451.

50 Stat. 888.
42 USC 1430.

SEC. 403. Subsection (d) of section 21 of the United States Housing Act of 1937 is amended by striking out the figure "10" in both places it appears and inserting in lieu thereof the figure "15".

63 Stat. 431.
42 USC 1421.

HOUSING FOR THE ELDERLY

50 Stat. 888.
42 USC 1402. SEC. 404. (a) Paragraph (2) of section 2 of the United States Housing Act of 1937 is amended by adding at the end thereof the following: "The term 'families' means families consisting of two or more persons, a single person sixty-five years of age or over, or the remaining member of a tenant family. The term 'elderly families' means families the head of which (or his spouse) is sixty-five years of age or over."

50 Stat. 891.
42 USC 1410. (b) Section 10 of such Act is amended by adding at the end thereof the following new subsection:

63 Stat. 423. "(m) For the purpose of increasing the supply of low-rent housing for elderly families, the Authority may assist the construction of new housing or the remodeling of existing housing in order to provide accommodations designed specifically for such families. Notwithstanding the provisions of subsection 10 (g), any public housing agency, in respect to dwelling units suitable to the needs of elderly families, may extend a prior preference to such families and may waive the provisions of clause (ii) of section 15 (8) (b) with respect to such units: *Provided*, That, as among such families, the 'First' preference in subsection 10 (g) shall apply."

63 Stat. 422.
42 USC 1415.

63 Stat. 424.
42 USC 1415.

(c) Section 15 (5) of such Act is amended by inserting after the word "Alaska" the following: "or \$2,250 in the case of accommodations designed specifically for elderly families".

FARM-LABOR CAMPS

64 Stat. 73.
42 USC 1412.

SEC. 405. Section 12 (f) of the United States Housing Act of 1937 is amended by adding at the end thereof the following: "Notwithstanding any other provision of law, upon the filing of a request therefor within eighteen months after the date of the enactment of this sentence, the Authority shall relinquish, transfer, and convey, without monetary consideration, all of its rights, title, and interest in and with respect to any such project or any part thereof (including such land as is determined by the Authority to be reasonably necessary to the operation of such project, and including contractual rights to revenues, reserves, and other proceeds therefrom), (1) in the case of any State other than Florida, to any public housing agency whose area of operation includes the project, upon a finding and certification by the public housing agency (which shall be conclusive upon the Authority) that the project is needed to house persons and families of low income and that preference for occupancy in the project will be given first to low-income agricultural workers and their families and second to other low-income persons and their families; and (2) in the case of Florida, to any public housing agency in the State whenever, under the laws of the State, such agency (A) is authorized to acquire and operate such project, (B) is required to give preference for occupancy in such project, first, to low-income agricultural workers and their families, and second, to other low-income persons and their families, (C) is required, in the event of the disposition of such project by sale or otherwise, to use the proceeds thereof and any available accumulated earnings to construct facilities (which shall be subject to the same preferences as those specified in clause (B)) for occupancy by low-income agricultural workers and their families in the same area, and (D) is required, so long as it continues to own or operate such project, to have on its managing board one or more members whose principal occupation is farming. Upon the relinquishment and transfer of any such project it shall cease to be a low-rent project within the meaning of this Act, and the Authority shall have no further jurisdiction over it, except

that in any conveyance under the preceding sentence the Authority may reserve to the United States any mineral rights of whatsoever nature upon, in, or under the property, including such rights of access to and the use of such parts of the surface of the property as may be necessary for mining and saving the minerals. Any project, or part thereof not relinquished and conveyed pursuant to this subsection or under a contract for disposal pursuant to this subsection within eighteen months after the date of the enactment of this sentence shall be disposed of by the Authority pursuant to subsection (e) of section 13 of this Act, notwithstanding the parenthetical clause in such subsection.”

50 Stat. 895.
42 USC 1413.

DISPOSITION OF DEFENSE HOUSING

SEC. 406. (a) Notwithstanding the provisions of any other law, there are hereby transferred to the jurisdiction of the Department of Defense, effective on the first day of the month following enactment of the Housing Act of 1956, all right, title, and interest, including contractual rights and obligations and any reversionary interest, held by the Federal Government in and with respect to all real and personal property comprising the following housing projects:

Project Numbered:	Location
ALA-1D1	Ozark, Alabama.
ALA-1D2	Ozark, Alabama.
ALA-2D1	Foley, Alabama.
ALA-2D2	Foley, Alabama.
ARIZ-1D1	Yuma, Arizona.
ARIZ-1D2	Yuma, Arizona.
ARIZ-3D1	Flagstaff, Arizona.
CAL-3D1	Oceanside, California.
CAL-3D2	Oceanside, California.
CAL-4D1	Miramar, California.
CAL-6D1	San Ysidro, California.
CAL-7D2	Barstow, California.
CAL-9D1	Barstow, California.
CAL-9D2	Barstow, California.
CAL-10D1	Twentynine Palms, California.
COLO-1D1	Colorado Springs, Colorado.
FLA-2D1	Green Cove Springs, Florida.
FLA-4D1	Milton, Florida.
FLA-8082	Pensacola, Florida.
FLA-8084	Pensacola, Florida.
GA-1D1	Hinesville, Georgia.
KAN-3D1	Hutchinson, Kansas.
ME-4D1	Brunswick, Maine.
MD-1D1	Bainbridge, Maryland.
MO-1D1	Waynesville, Missouri.
MO-2D1	Waynesville, Missouri.
MO-4D1	Waynesville, Missouri.
MO-5D1	Waynesville, Missouri.
NEV-2D1	Fallon, Nevada.
NC-1D1	Camp Lejeune, North Carolina.
NC-3D1	Camp Lejeune, North Carolina.
NC-4D1	Elizabeth City, North Carolina.
RI-1D1	Portsmouth, Rhode Island.
RI-2D1	Portsmouth, Rhode Island.
TEX-2D1	Kingsville, Texas.
TEX-3D1	Hondo, Texas.
TEX-5D1	Beeville, Texas.
TEX-5D2	Beeville, Texas.
TEX-6D1	Mission, Texas.
VA-6D1	Quantico, Virginia.
VA-10D1	Yorktown, Virginia.
VA-12D1	Yorktown, Virginia.
VA-13D1	Williamsburg, Virginia.

The provisions of title III of the Defense Housing and Community Facilities and Services Act of 1951, as amended, and of the Act entitled “An Act to expedite the provision of housing in connection

65 Stat. 303.
42 USC 1592-
1592o.

54 Stat. 1125.
42 USC 1521-
1590.

12 USC 1701g-5.

65 Stat. 303.
42 USC 1592-
1592o.

68 Stat. 645.
42 USC 1592a.

Cobalt, Idaho.

Newport, R. I.

64 Stat. 66.
42 USC 1586.

Philadelphia,
Pa.

54 Stat. 1125.
42 USC 1521-
1590.

with national defense, and for other purposes", approved October 14, 1940, as amended, shall not apply to any property transferred hereunder and, except as otherwise provided herein, the laws relating to similar property of the Department of Defense shall be applicable to the property transferred. The Department of Defense is authorized to utilize any revenues derived from the property transferred hereunder, after its transfer, for the maintenance, operation, improvement, and liquidation of such property and for administrative expenses in connection therewith. There is hereby transferred to the Department of the Navy out of the fund entitled "Office of the Administrator revolving fund (liquidating programs)" established in the Office of the Administrator, Housing and Home Finance Agency, under title II of the Independent Offices Appropriation Act, 1955 (68 Stat. 272, 295), as amended, \$375,000 to be available until expended for repair and rehabilitation of such property by the Navy.

(b) Notwithstanding the provisions of this or any other law, any housing constructed or acquired under the provisions of title III of the Defense Housing and Community Facilities and Services Act of 1951, as amended, which is not transferred under the provisions of subsection (a) hereof shall, as expeditiously as possible, but not later than June 30, 1957, be disposed of on a competitive bid basis to the highest responsible bidder upon such terms and after such public advertisement as the Housing and Home Finance Administrator may deem in the public interest; except that the Administrator may reject any bid which he deems less than the fair market value of the property and may thereafter dispose of the property by negotiation: *Provided*, That the third proviso in section 302 (b) of such Act shall be applicable to housing disposed of under this subsection, except that project numbered IDA-2D1 at Cobalt, Idaho, shall be sold only for use on the site.

(c) The Housing and Home Finance Administrator is hereby directed to convey (pursuant to the provisions of section 606 of the Act entitled "An Act to expedite the provision of housing in connection with national defense, and for other purposes", approved October 14, 1940, as amended): (1) Housing project numbered RI-37013 to the Housing Authority of the City of Newport, Rhode Island: *Provided*, That notwithstanding the provisions of that section or of any other law, the agreement required by that section shall permit the use of the project in whole or in part for the housing of military personnel without regard to their income, and shall require the Authority, in selecting tenants, to give a first preference in respect of three hundred and sixty dwelling units to such military personnel as the Secretary of Defense or his designee prescribes for three years after the date of conveyance and to give thirty days' advance notice of available vacancies to such designee, and (2) housing projects numbered PA-36011 and PA-36012 to the Housing Authority of Philadelphia, Pennsylvania: *Provided*, That notwithstanding the provisions of that section or of any other law, the agreement required by that section shall permit the use of the projects in whole or in part for the housing of military personnel without regard to their income, and shall require the Authority, in selecting tenants, to give a first preference in respect of seven hundred dwelling units to such military personnel as the Secretary of Defense or his designee prescribes for three years after the date of conveyance and to give thirty days' advance notice of available vacancies to such designee.

SEC. 407. (a) The Act entitled "An Act to expedite the provision of housing in connection with national defense, and for other purposes", approved October 14, 1940, as amended, is amended by adding at the end thereof the following new section 614:

"SEC. 614. (a) Notwithstanding the provisions of this or any other law, (1) any housing to be sold on-site determined by the Administrator to be permanent, located on lands owned by the United States and under the jurisdiction of the Administrator, which is not relinquished, transferred, under contract of sale, sold, or otherwise disposed of by the administrator under other provisions of this Act or under the provisions of other law by January 1, 1957, except housing which is determined by the Administrator by that date to be suitable for sale in accordance with section 607 (b) of this Act; and (2) any permanent housing to be sold off-site which is not relinquished, transferred, under contract of sale, sold, or otherwise disposed of prior to the effective date of this section shall be disposed of, as expeditiously as possible, on a competitive basis to the highest responsible bidder upon such terms and after such public advertisement as the Administrator may deem in the public interest; except that the Administrator may reject any bid which he deems less than the fair market value of the property and may thereafter dispose of the property by negotiation.

64 Stat. 70.
42 USC 1587.

"(b) Notwithstanding the provisions of this or any other law, all contracts entered into after the enactment of this section for the sale, transfer, or other disposal of housing (other than housing subject to the provisions of section 607 (b) of this Act) determined by the Administrator to be permanent, except contracts entered into pursuant to subsection (a) hereof, shall require that if title does not pass to the purchaser by April 1, 1957 (or within sixty days thereafter if such time is necessary to cure defects in title in accordance with the provisions of the contract), the rights of the purchaser shall terminate and thereafter the housing shall be sold under the provisions of subsection (a) hereof. For the purposes of this subsection, title shall be considered to have passed upon the execution of a conditional sales contract.

64 Stat. 70.
42 USC 1587.

"(c) The dates set forth in subsections (a) and (b) of this section shall not be subject to change by virtue of the provisions of section 611 of this Act."

65 Stat. 314.
42 USC 1589a.
Alexandria, Va.

(b) Notwithstanding any other provision of law, the Housing and Home Finance Administrator is authorized to sell and convey, at fair market value as determined by him on the basis of an appraisal made by an independent real-estate expert, to the city of Alexandria, Virginia, or to the Alexandria Redevelopment and Housing Authority, or to any agency or corporation established or sponsored in the public interest by such city, all of the right, title, and interest of the United States in and to the Chinguapin Village housing project, VA-44131, located in Alexandria, Virginia. Any sale pursuant to this authorization shall be made within six months after the date of the enactment of this subsection and shall be on such terms and conditions as the Administrator shall determine.

(c) Notwithstanding any other provision of law, the Housing and Home Finance Administrator is authorized and directed to sell and convey to the city of Euclid, Ohio, for a total price of \$6,125,000, all of the right, title, and interest of the United States in and to the housing projects known as Euclid Homes (OH-33074) and Lakeshore Village (OH-33071) located in Euclid, Ohio. The purchase price shall be secured by a mortgage which need not be a general obligation of such city, and shall be paid in equal annual installments within twenty years from the date of sale with the right of prepayment of all or any part thereof. No down-payment shall be required, and the unpaid balances shall bear interest at the rate of 4½ per centum per annum. The Administrator may impose such other terms and conditions as he may deem necessary or desirable, including a requirement

Euclid, Ohio.

Atlanta, Ga.

that any net revenues be applied by such city as advance payment on the last maturing installments of the purchase price.

(d) (1) Notwithstanding any other provision of law, the Public Housing Commissioner is authorized and directed to sell and convey by quitclaim deed to the Georgia Institute of Technology, upon full payment in cash of the purchase price determined under paragraph (2), all of the right, title, and interest of the United States in and to that real property (including furniture, fixtures, and equipment located on the property on the date of the execution of the contract or sale under this subsection), situated in Atlanta, Georgia, known as the Techwood Dormitory and more particularly described as follows:

Commencing at the intersection of the south line of North Avenue with the east line of Techwood Drive; thence running north 89 degrees 45 minutes east 94.47 feet along the south line of North Avenue to the east line of property formerly owned by Mrs. Emma L. Ellis; thence south 00 degrees 12.5 minutes east 155.0 feet more or less to the south line of an alley formerly known as Linden Alley and the north line of property formerly owned by Mildred W. Seydel; thence north 89 degrees 45 minutes east along the south line of said alley 170.0 feet more or less to a point in the south side of said alley which is distant 100.0 feet westerly from the west line of William Street; thence south 00 degrees 12.5 minutes east 290.0 feet more or less to a point on the south side of the former location of Linden Avenue, which point is 100.0 feet more or less west of the west line of Williams Street; thence running south 89 degrees 45 minutes west 281.57 feet more or less along the south side of the former location of Linden Avenue to its intersection with the east line of Techwood Drive; thence north 00 degrees 02 minutes east 293.88 feet more or less along the east line of Techwood Drive; thence north 6 degrees 06 minutes east 151.98 feet more or less along the east line of Techwood Drive to its intersection with the south line of North Avenue and the point of beginning.

(2) The purchase price of the property referred to in paragraph (1) shall be the fair market value of the land described in such paragraph on the date of the execution of the contract of sale under this subsection, as determined by the Public Housing Commissioner, excluding for purposes of such determination the value of any buildings, furniture, fixtures, and equipment located on such land.

(3) If the property referred to in paragraph (1) is not sold and conveyed to the Georgia Institute of Technology within six months after the date of the enactment of this Act, the Public Housing Commissioner shall dispose of such property at public sale to the highest competitive bidder.

Glastonbury,
Conn.
69 Stat. 638.

(e) The last proviso of subsection (c) of section 108 of the Housing Amendments of 1955 is amended by striking out "12" and inserting in lieu thereof "24".

PAYMENTS IN LIEU OF TAXES

SEC. 408. Notwithstanding the provisions of any other law or any contract or rule of law, the Public Housing Commissioner shall approve payments in lieu of taxes for project fiscal years ending prior to April 1, 1956, by each of the following local public agencies in the following amounts:

Housing Authority of the City of Houston (Texas), \$200,324.82.
Quincy Housing Authority (Illinois), \$12,549.75.
Housing Authority of the City of Fresno (California), \$6,874.13.
Reading Housing Authority (Pennsylvania), \$11,106.59.
Huntington, West Virginia, Housing Authority (West Virginia), \$13,049.38.

Housing Authority of the City of Los Angeles (California), \$104,765.05.

Housing Authority of the City of Monroe (Louisiana), \$1,560.76.

Housing Authority of the City of Dothan (Alabama), \$1,238.46.

Housing Authority of the City of Sacramento (California), \$26,628.29.

Cincinnati Metropolitan Housing Authority (Ohio), \$59,576.64.

Housing Authority of the City of Tampa (Florida), \$22,959.85.

TITLE V—MILITARY HOUSING

ARMED SERVICES HOUSING MORTGAGE INSURANCE

SEC. 501. Section 801 (g) of the National Housing Act is amended to read as follows:

69 Stat. 646.
12 USC 1748.

“(g) The term ‘State’ includes the several States, and Alaska, Hawaii, Puerto Rico, the District of Columbia, Guam, the Virgin Islands, the Canal Zone, and Midway Island.”

SEC. 502. Section 803 (a) of such Act is amended by striking out “September 30, 1956” and inserting in lieu thereof “June 30, 1958”.

69 Stat. 647.
12 USC 1748b.

SEC. 503. Section 803 (a) of such Act is further amended by striking out the first proviso and inserting in lieu thereof the following: “: *Provided*, That the aggregate amount of principal obligations of all mortgages insured under this title (except mortgages insured pursuant to the provisions of this title in effect prior to the enactment of the Housing Amendments of 1955) shall not exceed \$2,300,000,000”.

SEC. 504. Section 803 (b) (2) of such Act is amended by striking out all that follows clause (i) and inserting in lieu thereof the following: “, and (ii) with the approval of the Commissioner, shall have determined that adequate housing is not available for such personnel at reasonable rentals within reasonable commuting distance of the installation and that the mortgaged property will not, so far as can reasonably be foreseen, substantially curtail occupancy in existing housing covered by mortgages insured under this Act. The housing accommodations shall comply with such standards and conditions as the Commissioner may prescribe to establish the acceptability of such property for mortgage insurance, except that the certification of the Secretary of Defense or his designee shall (for purposes of mortgage insurance under this title) be conclusive evidence to the Commissioner of the existence of the need for such housing. However, if the Commissioner does not concur in the housing needs as certified by the Secretary, the Commissioner may require the Secretary to guarantee the Armed Services Housing Mortgage Insurance Fund against loss with respect to the mortgage covering such housing. The Commissioner shall report to the Committees on Banking and Currency of the Senate and the House of Representatives each instance in which he has required the Secretary to guarantee the Armed Services Housing Mortgage Insurance Fund, with reasons therefor. There are hereby authorized to be appropriated such sums as may be necessary to provide for payment to meet losses arising from such guaranty.”

69 Stat. 647.
12 USC 1748b.

Report to Congressional committees.

Appropriation.

SEC. 505. Section 803 (b) (3) (B) of such Act is amended to read as follows:

69 Stat. 648.
12 USC 1748b.

“(B) not to exceed an average of \$16,500 per family unit for such part of such property or project (including ranges, refrigerators, shades, screens, and fixtures) as may be attributable to dwelling use: *Provided*, That the replacement cost of the property or project as determined by the Commissioner, including the estimated value of any usable utilities within the boundaries

of the property or project where owned by the United States and not provided for out of the proceeds of the mortgage, shall not exceed an average of \$16,500 per family unit; and⁵⁷.

69 Stat. 648.
12 USC 1748b.

SEC. 506. (a) Section 803 (b) (3) (C) of such Act is amended by striking out "eligible builder of" and inserting in lieu thereof "eligible bidder with respect to".

69 Stat. 651.
42 USC 1594.

(b) Sections 403 (a) and 403 (b) of the Housing Amendments of 1955 are amended by striking out "eligible builder" wherever the term appears therein and inserting in lieu thereof "eligible bidder".

(c) Section 403 (a) of the Housing Amendments of 1955 is amended by striking out "the builder" wherever appearing therein and inserting in lieu thereof "the mortgagor".

(d) Section 403 (a) of the Housing Amendments of 1955 is amended by striking out "with any builder".

40 USC 270a.

SEC. 507. Section 403 (a) of the Housing Amendments of 1955 is further amended by inserting immediately before the last sentence the following: "Any such contract shall provide for the furnishing by the contractor of a performance bond and a payment bond with a surety or sureties satisfactory to the Secretary of Defense, or his designee, and the furnishing of such bonds shall be deemed a sufficient compliance with the provisions of section 1 of the Act of August 24, 1935 (49 Stat. 793), and no additional bonds shall be required under such section."

69 Stat. 652.
42 USC 1594b.

SEC. 508. Section 405 of the Housing Amendments of 1955 is amended by striking out "\$9,000,000" and inserting in lieu thereof "\$21,000,000".

69 Stat. 653.
42 USC 1594c.

SEC. 509. The second sentence of section 406 of the Housing Amendments of 1955 is amended by inserting after the colon immediately following the first proviso the following: "*Provided further*, That such plans, drawings, and specifications, when developed pursuant to arrangements made under this section after the date of the enactment of the Housing Act of 1956, shall follow the principle of modular measure, in order that the housing may be built by conventional construction, on-site fabrication, factory precutting, factory fabrication, or any combination of these construction methods:".

69 Stat. 646.
12 USC 1720,
1748-1748g; 42 USC
1594-1594e.

SEC. 510. Title IV of the Housing Amendments of 1955 is amended by adding at the end thereof the following new section:

62 Stat. 379, 462.
5 USC 626p; 34
USC 911b-911d.
69 Stat. 653.
42 USC 1594
note.

"SEC. 410. In the construction of housing under the authority of this title and title VIII of the National Housing Act, as amended, the maximum limitations on net floor area for each unit shall be the same as the net floor area permanent limitations prescribed in the second, third, and fourth provisos of section 3 of the Act of June 12, 1948 (62 Stat. 375), or in section 3 of the Act of June 16, 1948 (62 Stat. 459), other than the first, second, and third provisos thereof."

SEC. 511. Section 408 of the Housing Amendments of 1955 is amended by adding at the end thereof the following: "Nothing contained in the provisions of title VIII of the National Housing Act in effect prior to August 11, 1955, or any related provision of law, shall be construed to exempt from State or local taxes or assessments the interest of a lessee from the Federal Government in or with respect to any property covered by a mortgage insured under such provisions of title VIII: *Provided*, That, no such taxes or assessments (not paid or encumbering such property or interest prior to June 15, 1956) on the interest of such lessee shall exceed the amount of taxes or assessments on other similar property of similar value, less such amount as the Secretary of Defense or his designee determines to be equal to (1) any payments made by the Federal Government to the local taxing or other public agencies involved with respect to such property, plus (2) such amount as may be appropriate for any expenditures made

by the Federal Government or the lessee for the provision or maintenance of streets, sidewalks, curbs, gutters, sewers, lighting, snow removal or any other services or facilities which are customarily provided by the State, county, city, or other local taxing authority with respect to such other similar property: *And provided further*, That the provisions of this section shall not apply to properties leased pursuant to the provisions of section 805 of the National Housing Act as amended on or after August 11, 1955, which properties shall be exempt from State or local taxes or assessments."

69 Stat. 651.
12 USC 1748d.

ACQUISITION OF WHERRY ACT HOUSING

SEC. 512. Section 404 of the Housing Amendments of 1955 is amended to read as follows:

69 Stat. 652.
42 USC 1594a.

"SEC. 404. (a) Whenever the Secretary of Defense or his designee deems it necessary for the purpose of this title, he may acquire by purchase, donation, condemnation, or other means of transfer, any land or (with the approval of the Federal Housing Commissioner) any housing financed with mortgages insured under the provisions of title VIII of the National Housing Act as in effect prior to the enactment of the Housing Amendments of 1955. The purchase price of any such housing shall not exceed the Federal Housing Commissioner's estimate of the replacement cost of such housing and related property (not including the value of any improvements installed or constructed with appropriated funds) as of the date of final endorsement for mortgage insurance reduced by an appropriate allowance for physical depreciation, as determined by the Secretary of Defense or his designee upon the advice of the Commissioner: *Provided*, That in any case where the Secretary or his designee acquires a project held by the Commissioner, the price paid shall not exceed the face value of the debentures (plus accrued interest thereon) which the Commissioner issued in acquiring such project.

63 Stat. 570.
12 USC 1748 et
seq.

"(b) Notwithstanding any provision of subsection (a) to the contrary, the Secretary of Defense or his designee shall, in the manner provided in subsection (a), acquire by purchase, donation, or other means of transfer or, if the parties cannot agree upon terms for acquisition by such means, by condemnation, any housing constructed under the mortgage insurance provisions of title VIII of the National Housing Act (as in effect prior to the enactment of the Housing Amendments of 1955) which is located at or near a military installation where the construction of housing under the Armed Services Housing Mortgage Insurance Program has been approved by the Secretary.

"(c) Condemnation proceedings instituted pursuant to this section shall be conducted in accordance with the provisions of the Act of August 1, 1888 (25 Stat. 357; 40 U. S. C., sec. 257) as amended, or any other applicable Federal statute. Before any such condemnation proceedings are instituted, an effort shall be made to acquire the property involved by negotiation. In any condemnation proceedings instituted pursuant to this section, the court shall not order the party in possession to surrender possession in advance of final judgment unless a declaration of taking has been filed, and a deposit of the amount estimated to be just compensation has been made, under the first section of the Act of February 26, 1931 (46 Stat. 1421), providing for such declarations. Unless title is in dispute, the court, upon application, shall promptly pay to the owner at least 75 per centum of the amount so deposited, but such payment shall be made without prejudice to any party to the proceeding. In the event that condemnation proceedings are instituted in accordance with procedures under such Act of February 26, 1931, the court shall order that the amount depos-

40 USC 258a.

40 USC 258a-
258e.

ited shall be paid in a lump sum or over a period not exceeding five years in accordance with stipulations executed by the parties in the proceedings. In connection with condemnation proceedings which do not utilize the procedures under such Act, the Secretary or his designee, after final judgment of the court, may pay or agree to pay in a lump sum or, in accordance with stipulations executed by the parties to the proceedings, over a period not exceeding five years the difference between the outstanding principal obligation, plus accrued interest, and the price for the property fixed by the court. Unless such payment is made in a lump sum, the unpaid balance thereof shall bear interest at the rate of 4 per centum per annum.

40 USC 255.

“(d) Property acquired under this section may be occupied, used, and improved for the purposes of this section prior to the approval of title by the Attorney General as required by section 355 of the Revised Statutes, as amended.

“(e) The Secretary or his designee may, in the case of any housing acquired or to be acquired under this section, make arrangements with the mortgagee whereby such mortgagee will agree to release and waive all requirements of accruals for reserves for replacement, taxes, and hazard insurance provided for under the corporate charter and indenture agreement with respect to such housing, upon the execution of a written agreement by the Secretary or his designee that the purposes for which such reserves and other funds were accrued will be carried out.

“(f) Any housing acquired under this section may be (1) assigned as public quarters to military personnel and their dependents; or (2) leased to military and civilian personnel for occupancy by them and their dependents, upon such terms and conditions as will in the judgment of the Secretary of Defense or his designee be in the best interest of the United States, without loss to military personnel of their basic allowance for quarters or appropriate allotments. Amounts equal to the quarters allowances or appropriate allotments of military personnel to whom such housing is assigned as public quarters under clause (1), and the rental charges realized under clause (2), shall be deposited in the revolving fund created by subsection (g).

69 Stat. 652.
42 USC 1594b.

“(g) There is hereby created a fund which shall be used by the Secretary of Defense or his designee as a revolving fund for the purpose of paying for housing and related property acquired under this section, paying interest, principal, mortgage insurance premiums, and other obligations (except those for maintenance and operation) with respect to such housing, and paying expenses incurred in the alteration, improvement, rehabilitation, and repair of such housing. The amounts and charges referred to in the last sentence of subsection (f) of this section, and any savings realized in the operation of section 405, shall be deposited in such fund. For the purposes of the preceding sentence, the term ‘savings realized in the operation of section 405’ means the difference between the amount made available for payments under section 405 and the amount actually used in making such payments.

“(h) The Secretary of the Treasury is authorized and directed to establish on the books of the Treasury Department the revolving fund created pursuant to the authority of this section. To provide capital for such fund, there is authorized to be appropriated a sum not to exceed \$50,000,000 and the Secretary of Defense, with the approval of the President, is authorized to transfer from unexpended balances of any appropriations of the military departments not carried to the surplus fund of the Treasury such sums as may be determined by the Secretary of Defense to be necessary to provide adequate capital for the revolving fund.”

TITLE VI—MISCELLANEOUS

COLLEGE HOUSING

SEC. 601. Section 401 (d) of the Housing Act of 1950 is amended by striking out "\$500,000,000" and inserting in lieu thereof "\$750,000,000".

69 Stat. 645.
12 USC 1749.

RESEARCH

SEC. 602. (a) The Housing and Home Finance Administrator is authorized and directed to undertake such programs of investigation, analysis, and research as he determines to be necessary and appropriate in the exercise of his responsibilities, including the formulation and carrying out of national housing policies and programs. Without limiting such authority, such programs shall develop and supply data and information on—

- (1) the housing inventory of the Nation and the production, use, and demolition and conversion of residential structures, and such other factors as affect the total supply of housing;
- (2) mortgage market problems;
- (3) the extent to which adequate housing is available to the low-income and middle-income families of the Nation through public and private means;
- (4) housing for elderly persons;
- (5) residential design, assembly methods, and materials use in relation to cost, utility, and comfort; and
- (6) characteristics of current and prospective housing market demand.

(b) (1) In order to permit the Administrator to carry out the functions vested in him by subsection (a) of this section, he is hereby authorized to enter into contracts with agencies of State and local governments and educational institutions and other nonprofit organizations and into working agreements with departments and independent establishments and agencies of the Federal Government in accordance with paragraph (3) of this subsection: *Provided*, That the total amount of such contracts and working agreements shall not exceed \$500,000 during the fiscal year 1957, which amount shall be increased by further amounts of \$1,000,000 on July 1, 1957, and July 1, 1958, respectively.

(2) There are hereby authorized to be appropriated out of any money in the Treasury not otherwise appropriated such sums as may be necessary to carry out the purposes of this section, including administrative expenses which are hereby authorized, and amounts necessary to make payments pursuant to contracts or working agreements authorized under subsection (b) (1) of this section.

(3) The provisions of the third and fourth sentences of subsection (a) of section 301 of the Housing Act of 1948 and of subsection (c) of section 502 of such Act shall apply to contracts and appropriations pursuant to this section.

63 Stat. 431.
12 USC 1701e.
62 Stat. 1284.
12 USC 1701c.

(c) The Administrator may disseminate (without regard to the provisions of section 306 of the Penalty Mail Act of 1948 (39 U. S. C. 321n)) any data or information acquired or held under this section, including related data and information otherwise available to the Administrator through the operation of the programs and activities of the Housing and Home Finance Agency, in such form as he shall determine to be most useful to departments, establishments, and agencies of the Federal Government or State or local governments, to industry and to the general public.

62 Stat. 1049.

(d) In carrying out the provisions of this section, the Administrator is hereby authorized to request and receive such information or data as he deems appropriate from private individuals, organizations, and other public agencies. Any such information or data shall be used only for the purposes for which it is supplied, and no publication shall be made by the Administrator whereby the information or data furnished by any particular person or establishment can be identified, except with the consent of such person or establishment.

63 Stat. 431.
12 USC 1701e-
1701f-1.

(e) Nothing contained in this section shall limit any authority of the Administrator under title III of the Housing Act of 1948, as amended, or any other provision of law.

PUBLIC FACILITY LOANS

69 Stat. 642.
42 USC 1491-
1495.

SEC. 603. Title II of the Housing Amendments of 1955 is amended by adding at the end thereof the following new section:

"SEC. 206. As used in this title, the term 'States' means the several States, the District of Columbia, the Commonwealth of Puerto Rico, and the Territories and possessions of the United States."

HOME OWNERS' LOAN ACT OF 1933

68 Stat. 636; 69
Stat. 641.
12 USC 1464.

SEC. 604. (a) Section 5 (c) of the Home Owners' Loan Act of 1933 is amended by striking out "\$2,500" in the proviso at the end of the second paragraph and inserting in lieu thereof "\$3,500".

(b) Section 5 (c) of such Act is further amended by striking out "15 per centum" in the first sentence and inserting in lieu thereof "20 per centum".

HOSPITAL CONSTRUCTION

65 Stat. 295.
42 USC 1591c.
65 Stat. 305.
42 USC 1592c.

SEC. 605. (a) Notwithstanding the provisions of section 104 of the Defense Housing and Community Facilities and Services Act of 1951, the authority under section 304 of such Act to make loans or grants, or other payments to public and nonprofit agencies for the construction of hospitals is hereby revived and extended with respect to public and nonprofit agencies which have, prior to June 30, 1953, applied under such section 304 for such loans or grants, or other payments for the construction of hospitals, and have been denied such loans or grants, or other payments solely because of the unavailability of funds for such purpose.

Expiration date.

(b) The authority granted by this section shall expire June 30, 1958.

Appropriation.

(c) There is hereby authorized to be appropriated the sum of \$5,000,000 for the purposes of this section for each of the fiscal years ending June 30, 1957, and June 30, 1958.

FARM HOUSING

63 Stat. 438.
42 USC 1481.

SEC. 606. (a) The first sentence of section 511 of the Housing Act of 1949 is amended to read as follows: "The Secretary may issue notes and other obligations for purchase by the Secretary of the Treasury for the purpose of making loans under this title (other than loans under section 504 (b)). The total principal amount of such notes and obligations issued pursuant to this section during the period beginning July 1, 1956, and ending June 30, 1961, shall not exceed \$450,000,000."

63 Stat. 435.
42 USC 1474.

63 Stat. 438.
42 USC 1482.

(b) Section 512 of such Act is amended to read as follows:

"CONTRIBUTIONS

"SEC. 512. In connection with loans made pursuant to section 503, the Secretary is authorized to make commitments for contributions aggregating not to exceed \$10,000,000 during the period beginning July 1, 1956, and ending June 30, 1961."

63 Stat. 434.
42 USC 1473.

(c) Clause (b) of section 513 of such Act is amended to read as follows: "(b) not to exceed \$50,000,000 for grants pursuant to section 504 (a) and loans pursuant to section 504 (b) during the period beginning July 1, 1956, and ending June 30, 1961; and".

63 Stat. 438.
42 USC 1483.

(d) This section shall take effect as of July 1, 1956.

Effective date.

SERVICEMEN'S READJUSTMENT ACT OF 1944

SEC. 607. Paragraph (C) of subsection (b) of section 512 of the Servicemen's Readjustment Act of 1944 is amended by striking out "1957" and inserting in lieu thereof "1958".

59 Stat. 168.
38 USC 694l.

Approved August 7, 1956.

Public Law 1021

CHAPTER 1030

AN ACT

To amend the Soil Conservation and Domestic Allotment Act and the Agricultural Adjustment Act of 1938 to provide for a Great Plains conservation program.

August 7, 1956
[H. R. 11833]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 16 of the Soil Conservation and Domestic Allotment Act, as amended, is amended (a) by inserting "(a)" after the period following "Sec. 16," and (b) by adding the following subsection:

Soil Conservation and Domestic Allotment Act, amendments.
49 Stat. 1151.
16 USC 590p.

"(b) Notwithstanding any other provision of law—

"(1) the Secretary is authorized, within the amounts of such appropriations as may be provided therefor, to enter into contracts of not to exceed ten years with producers in the Great Plains area determined by him to have control for the contract period of the farms or ranches covered thereby. Such contracts shall be designed to assist farm and ranch operators to make, in orderly progression over a period of years, changes in their cropping systems and land uses which are needed to conserve the soil and water resources of their farms and ranches and to install the soil and water conservation measures needed under such changed systems and uses. Such contracts shall be in effect during the period ending not later than December 31, 1971, on farms and ranches in counties in the Great Plains area of the States of Colorado, Kansas, Montana, Nebraska, New Mexico, North Dakota, Oklahoma, South Dakota, Texas, and Wyoming, designated by the Secretary as susceptible to serious wind erosion by reason of their soil types, terrain, and climatic and other factors. The producer shall furnish to the Secretary a plan of farming operations which incorporates such soil and water conservation practices and principles as may be determined by him to be practicable for maximum mitigation of climatic hazards of the area in which the farm is located, and which outlines a schedule of proposed changes in cropping systems and land use and of the conservation measures which are to be carried out on the farm or ranch during the contract period to protect the farm or ranch from erosion and deterioration by natural causes. Under the contract the producer shall agree—

Great Plains conservation program.

“(i) to effectuate the plan for his farm or ranch substantially in accordance with the schedule outlined therein unless any requirement thereof is waived or modified by the Secretary pursuant to paragraph (3) of this subsection;

“(ii) to forfeit all rights to further payments or grants under the contract and refund to the United States all payments or grants received thereunder upon his violation of the contract at any stage during the time he has control of the farm if the Secretary determines that such violation is of such a nature as to warrant termination of the contract, or to make refunds or accept such payment adjustments as the Secretary may deem appropriate if he determines that the producer's violation does not warrant termination of the contract;

“(iii) upon transfer of his right and interest in the farm or ranch during the contract period to forfeit all rights to further payments or grants under the contract and refund to the United States all payments or grants received thereunder unless the transferee of the farm or ranch agrees with the Secretary to assume all obligations of the contract;

“(iv) not to adopt any practice specified by the Secretary in the contract as a practice which would tend to defeat the purposes of the contract;

“(v) to such additional provisions as the Secretary determines are desirable and includes in the contract to effectuate the purposes of the program or to facilitate the practical administration of the program.

Cost sharing.

In return for such agreement by the producer the Secretary shall agree to share the cost of carrying out those conservation practices set forth in the contract for which he determines that cost-sharing is appropriate and in the public interest. The portion of such cost (including labor) to be shared shall be that part which the Secretary determines is necessary and appropriate to effectuate the physical installation of the conservation measures under the contract;

Termination of contract.

“(2) the Secretary may terminate any contract with a producer by mutual agreement with the producer if the Secretary determines that such termination would be in the public interest, and may agree to such modification of contracts previously entered into as he may determine to be desirable to carry out the purposes of the program or facilitate the practical administration thereof;

52 Stat. 31.
7 USC 1281.

“(3) insofar as the acreage of cropland on any farm enter into the determination of acreage allotments and marketing quotas under the Agricultural Adjustment Act of 1938, as amended, the cropland acreage on the farm shall not be decreased during the period of any contract entered into under this subsection by reason of any action taken for the purpose of carrying out such contract;

“(4) the acreage on any farm which is determined under regulations of the Secretary to have been diverted from the production of any commodity subject to acreage allotments or marketing quotas in order to carry out the contract entered into under the program shall be considered acreage devoted to the commodity for the purposes of establishing future State, county, and farm acreage allotments under the Agricultural Adjustment Act of 1938, as amended;

55 Stat. 203.

“(5) in applying the provisions of paragraph (6) of Public Law 74, Seventy-seventh Congress (7 U. S. C. 1340 (6)), relating to the reduction of storage amount of wheat, any acreage diverted from the production of wheat under the program carried out under this subsection shall be regarded as wheat acreage;

“(6) the Secretary shall utilize the technical services of agencies of the Department of Agriculture in determining the scope and provisions of any plan and the acceptability of the plan for effectuating the purposes of the program. In addition the Secretary shall take into consideration programs of State and local agencies, including soil conservation districts, having for their purposes the objectives of maximum soil and water conservation;

“(7) there is hereby authorized to be appropriated without fiscal year limitations, such sums as may be necessary to carry out this subsection: *Provided*, That the total cost of the program (excluding administrative costs) shall not exceed \$150,000,000, and for any program year payments shall not exceed \$25,000,000. The funds made available for the program under this subsection may be expended without regard to the maximum payment limitation and small payment increases required under section 8 (e) of this Act, and may be distributed among States without regard to distribution of funds formulas of section 15 of this Act. The program authorized under this subsection shall be in addition to, and not in substitution of, other programs in such area authorized by this or any other Act.”

Appropriations.

16 USC 590h,
590c.

7 USC 1334.

SEC. 2. Section 334 of the Agricultural Adjustment Act of 1938, as amended, is amended, effective beginning with the 1957 crop of wheat, by adding a new subsection as follows:

“(g) If the county committee determines that any producer is prevented from seeding wheat for harvest as grain in his usual planting season because of unfavorable weather conditions, and the operator of the farm notifies the county committee not later than December 1 in any area where only winter wheat is grown, or June 1 in the spring wheat area (including an area where both spring and winter wheat are grown), that he does not intend to seed his full wheat allotment for the crop year because of the unfavorable weather conditions, the entire farm wheat allotment for such year shall be regarded as wheat acreage for the purposes of establishing future State, county, and farm acreage allotments: *Provided*, That if any producer on a farm obtains a reduction in the storage amount of any previous crop of wheat by reason of underplanting the farm wheat acreage allotment pursuant to paragraph (6) of Public Law 74, Seventy-seventh Congress (7 U. S. C. 1340 (6)), or by reason of producing less than the normal production of the farm wheat acreage allotment pursuant to section 326 (b) of this Act, this provision may not be made applicable to such farm with respect to the crop of wheat for which the farm acreage allotment was established.”

55 Stat. 203.

7 USC 1326.

Approved August 7, 1956.

Public Law 1022

CHAPTER 1031

AN ACT

To amend the Internal Revenue Code of 1954 to provide for the allowance, as deductions, of contributions to medical research organizations.

August 7, 1956
[H. R. 12152]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 170 (b) (1) (A) (iii) of the Internal Revenue Code of 1954 (relating to charitable contributions and gifts) is amended by inserting immediately after “section 503 (b) (5),” the following: “or to a medical research organization (referred to in section 503 (b) (5)) directly engaged in the continuous active conduct of medical research in conjunction with a hospital, if during the calendar year in which the contribution is

Taxes.
Contributions for
medical research.
68A Stat. 58.
26 USC 170.
68A Stat. 166.
26 USC 503.

made such organization is committed to spend such contributions for such research before January 1 of the fifth calendar year which begins after the date such contribution is made."

Effective date.

SEC. 2. The amendment made by this Act shall apply only with respect to taxable years beginning after December 31, 1955.

Approved August 7, 1956.

Public Law 1023

CHAPTER 1035

AN ACT

August 8, 1956
[S. 3956]

To amend the Fair Labor Standards Act of 1938, as amended.

American Samoa
Labor Standards
Amendments of
1956.

52 Stat. 1062.
29 USC 206.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "American Samoa Labor Standards Amendments of 1956".

SEC. 2. Section 6 of the Fair Labor Standards Act of 1938, as amended, is amended by striking out the period at the end of paragraph (2) in subsection (a), and inserting in lieu thereof a semicolon and the following new paragraph:

"(3) if such employee is employed in American Samoa, not less than the applicable rate established by the Secretary of Labor in accordance with recommendations of a special industry committee or committees which he shall appoint in the same manner and pursuant to the same provisions as are now applicable to the special industry committees provided for Puerto Rico and the Virgin Islands by this Act. Each such committee shall have the same powers and duties and shall apply the same standards with respect to the application of the provisions of this Act to employees employed in American Samoa as pertain to special industry committees established under section 5 with respect to employees employed in Puerto Rico or the Virgin Islands. The minimum wage rate thus established shall not exceed the rate prescribed in paragraph (1) of this subsection."

29 USC 205.

29 USC 213.

SEC. 3. Section 13 of such Act is amended by adding at the end thereof the following new subsection (e):

"(e) The provisions of section 7 shall not apply with respect to employees for whom the Secretary of Labor is authorized to establish minimum wage rates as provided in section 6 (a) (3), except with respect to employees for whom such rates are in effect; and with respect to such employees the Secretary may make rules and regulations providing reasonable limitations and allowing reasonable variations, tolerances, and exemptions to and from any or all of the provisions of section 7 if he shall find, after a public hearing on the matter, and taking into account the factors set forth in section 6 (a) (3), that economic conditions warrant such action."

29 USC 207.

29 USC 216.

SEC. 4. Section 16 of such Act is amended by adding at the end thereof the following new subsection (d):

"(d) In any action or proceeding commenced prior to, on, or after the date of enactment of this subsection, no employer shall be subject to any liability or punishment under this Act or the Portal-to-Portal Act of 1947 on account of his failure to comply with any provision or provisions of such Acts with respect to work performed in a possession named in section 6 (a) (3) at any time prior to the establishment by the Secretary, as provided therein, of a minimum wage rate applicable to such work."

61 Stat. 84.
29 USC 251 note.

Approved August 8, 1956.

Public Law 1024

CHAPTER 1036

AN ACT

To establish a sound and comprehensive national policy with respect to fish and wildlife; to strengthen the fish and wildlife segments of the national economy; to establish within the Department of the Interior the position of Assistant Secretary for Fish and Wildlife; to establish a United States Fish and Wildlife Service; and for other purposes.

August 8, 1956
[S. 3275]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Fish and Wildlife Act of 1956".

Fish and Wildlife Act of 1956.

DECLARATION OF POLICY

SEC. 2. The Congress hereby declares that the fish, shellfish, and wildlife resources of the Nation make a material contribution to our national economy and food supply, as well as a material contribution to the health, recreation, and well-being of our citizens; that such resources are a living, renewable form of national wealth that is capable of being maintained and greatly increased with proper management, but equally capable of destruction if neglected or unwisely exploited; that such resources afford outdoor recreation throughout the Nation and provide employment, directly or indirectly, to a substantial number of citizens; that the fishing industries strengthen the defense of the United States through the provision of a trained seafaring citizenry and action-ready fleets of seaworthy vessels; that the training and sport afforded by fish and wildlife resources strengthen the national defense by contributing to the general health and physical fitness of millions of citizens; and that properly developed, such fish and wildlife resources are capable of steadily increasing these valuable contributions to the life of the Nation.

The Congress further declares that the fishing industry, in its several branches, can prosper and thus fulfill its proper function in national life only if certain fundamental needs are satisfied by means that are consistent with the public interest and in accord with constitutional functions of governments. Among these needs are:

(1) Freedom of enterprise—freedom to develop new areas, methods, products, and markets in accordance with sound economic principles, as well as freedom from unnecessary administrative or legal restrictions that unreasonably conflict with or ignore economic needs;

(2) Protection of opportunity—maintenance of an economic atmosphere in which domestic production and processing can prosper; protection from subsidized competing products; protection of opportunity to fish on the high seas in accordance with international law;

(3) Assistance—assistance consistent with that provided by the Government for industry generally, such as is involved in promoting good industrial relations, fair trade standards, harmonious labor relations, better health standards and sanitation; and including, but not limited to—

(a) services to provide current information on production and trade, market promotion and development, and an extension service,

(b) research services for economic and technologic development and resource conservation, and

(c) resource management to assure the maximum sustainable production for the fisheries.

The Congress further declares that the provisions of this Act are necessary in order to accomplish the objective of proper resource development, and that this Act shall be administered with due regard to the inherent right of every citizen and resident of the United States

to engage in fishing for his own pleasure, enjoyment, and betterment, and with the intent of maintaining and increasing the public opportunities for recreational use of our fish and wildlife resources, and stimulating the development of a strong, prosperous, and thriving fishery and fish processing industry.

REORGANIZATION WITHIN THE DEPARTMENT OF THE INTERIOR

Assistant Secretary for Fish and Wildlife; Commissioner of Fish and Wildlife.

U. S. Fish and Wildlife Service.

Distribution of duties, etc.

Administrative procedures.

SEC. 3. (a) There is hereby established within the Department of the Interior the position of Assistant Secretary for Fish and Wildlife, and the position of Commissioner of Fish and Wildlife. Such Assistant Secretary shall be appointed by the President, by and with the advice and consent of the Senate, and shall be compensated at the same rate as other Assistant Secretaries. The Commissioner shall be appointed by the President by and with the advice and consent of the Senate. He shall receive compensation at the same rate as that provided for Grade GS-18. There is also established a United States Fish and Wildlife Service within the Department, consisting of two separate agencies, each of which shall have the status of a Federal bureau. There shall be a Director of each of said Bureaus appointed by the Secretary at Grades GS-17 each. One of the agencies shall be known as the "Bureau of Commercial Fisheries" and the other agency shall be known as the "Bureau of Sport Fisheries and Wildlife". The United States Fish and Wildlife Service, except as prescribed by this Act, shall succeed to and replace the presently existing Fish and Wildlife Service of the Department.

(b) The functions of the United States Fish and Wildlife Service hereby established shall be administered under the supervision of the said Commissioner of Fish and Wildlife, who shall be subject to the supervision of the Assistant Secretary for Fish and Wildlife.

(c) All functions and responsibilities placed in the Department of the Interior or any official thereof by this Act shall be included among the functions and responsibilities of the Secretary of the Interior, as the head of the Department, and shall be carried out under his direction pursuant to such procedures or delegations of authority as he may deem advisable and in the public interest.

(d) In order to make a proper distribution between the two Bureaus of the United States Fish and Wildlife Service established by this Act, the previously existing functions, powers, duties, authority, liabilities, commitments, personnel, records, and other properties or matters previously handled by or administered through the former Fish and Wildlife Service of the Department, shall be distributed as follows:

(1) The Bureau of Commercial Fisheries shall be responsible for those matters to which this Act applies relating primarily to commercial fisheries, whales, seals, and sea-lions, and related matters;

(2) The Bureau of Sport Fisheries and Wildlife shall be responsible for those matters to which this Act applies relating primarily to migratory birds, game management, wildlife refuges, sport fisheries, sea mammals (except whales, seals and sea-lions), and related matters; and the funds and allocations, appropriated or otherwise, relating to the matters covered by paragraphs (1) and (2) of this subsection shall be distributed between such Bureaus as the Secretary of the Interior shall determine.

(e) Except as changed by the terms of this Act or by subsequent laws or regulations, all laws and regulations now in effect relating to matters heretofore administered by the Department of the Interior through the former Fish and Wildlife Service as heretofore existing, shall remain in effect.

(f) In recognition of the need for authority to execute the purposes of this Act effectively, the Secretary of the Interior shall exercise such

general administrative authority consistently with the terms of this Act as he shall find to be necessary to carry out the provisions of this Act effectively and in the public interest. In order to allow sufficient time to place the reorganizations under this Act into effect, the Secretary is authorized to establish an effective procedure and date of such reorganizations, notice of which shall be published in the Federal Register. Such reorganization shall be accomplished as soon as practicable after the approval of this Act, but not later than ninety (90) calendar days after such approval.

Publication of
notice in FR.

LOAN PROCEDURES

SEC. 4. (a) The Secretary is authorized under rules and regulations and under terms and conditions prescribed by him, to make loans for financing and refinancing of operations, maintenance, replacement, repair, and equipment of fishing gear and vessels, and for research into the basic problems of fisheries.

(b) Any loans made under the provisions of this section shall be subject to the following restrictions:

- (1) Bear an interest rate of not less than 3 per centum per annum;
- (2) Mature in not more than ten years;
- (3) No financial assistance shall be extended pursuant to this section unless reasonable financial assistance applied for is not otherwise available on reasonable terms.

(c) There is hereby created a fisheries loan fund, which shall be used by the Secretary as a revolving fund to make loans for financing and refinancing under this section. Any funds received by the Secretary on or before June 30, 1965, in payment of principal or interest on any loans so made, shall be deposited in the fund and be available for making additional loans under this section. Any funds so received after June 30, 1965, and any balance remaining in the fund at the close of June 30, 1965 (at which time the fund shall cease to exist), shall be covered into the Treasury as miscellaneous receipts. There are hereby authorized to be appropriated to the fund the sum of \$10,000,000 to provide initial capital.

(d) The Secretary, subject to the specific limitations in this section, may consent to the modification, with respect to the rate of interest, time of payment of any installment of principal, or security, of any loan contract to which he is a party.

INVESTIGATIONS, INFORMATION, REPORTS

SEC. 5. (a) The Secretary shall conduct continuing investigations, prepare and disseminate information, and make periodical reports to the public, to the President, and to Congress, with respect to the following matters:

- (1) The production and flow to market of fish and fishery products domestically produced, and also those produced by foreign producers which affect the domestic fisheries;
- (2) The availability and abundance and the biological requirements of the fish and wildlife resources;
- (3) The competitive economic position of the various fish and fishery products with respect to each other, and with respect to competitive domestic and foreign-produced commodities;
- (4) The collection and dissemination of statistics on commercial and sport fishing;
- (5) The collection and dissemination of statistics on the nature and availability of wildlife, progress in acquisition of additional refuges and measures being taken to foster a coordinated program to encourage and develop wildlife values;

(6) The improvement of production and marketing practices in regard to commercial species and the conduct of educational and extension services relative to commercial and sport fishing, and wildlife matters;

(7) Any other matters which in the judgment of the Secretary are of public interest in connection with any phases of fish and wildlife operations.

TRANSFER OF FUNCTIONS—ASSISTANCE OF OTHER AGENCIES

SEC. 6. (a) There shall be transferred to the Secretary all functions of the Secretary of Agriculture, the Secretary of Commerce, and the head of any other department or agency, as determined by the Director of the Bureau of the Budget to relate primarily to the development, advancement, management, conservation, and protection of commercial fisheries; but nothing in this section shall be construed to modify the authority of the Department of State or the Secretary of State to negotiate or enter into any international agreements, or conventions with respect to the development, management, or protection of any fisheries and wildlife resources or with respect to international commissions operating under conventions to which the United States is a party.

(b) There shall be transferred to the Department of the Interior so much of the personnel, property, facilities, records, and unexpended balances of appropriations, allocations, and other funds (available or to be made available) as the Director of the Bureau of the Budget determines to be necessary in connection with the exercise of any functions transferred to the Secretary pursuant to subsection (a) of this section.

(c) The Secretary may request and secure the advice or assistance of any department or agency of the Government in carrying out the provisions of this Act, and any such department or agency which furnishes advice or assistance to the Secretary may expend its own funds for such purposes, with or without reimbursement from the Secretary as may be agreed upon between the Secretary and the department or agency.

POLICIES, PROCEDURES, RECOMMENDATIONS

SEC. 7. (a) The Secretary of the Interior, with such advice and assistance as he may require from the Assistant Secretary for Fish and Wildlife, shall consider and determine the policies and procedures that are necessary and desirable in carrying out efficiently and in the public interest the laws relating to fish and wildlife. The Secretary, with the assistance of the departmental staff herein authorized, shall—

(1) develop and recommend measures which are appropriate to assure the maximum sustainable production of fish and fishery products and to prevent unnecessary and excessive fluctuations in such production;

(2) study the economic condition of the industry, and whenever he determines that any segment of the domestic fisheries has been seriously disturbed either by wide fluctuation in the abundance of the resource supporting it, or by unstable market or fishing conditions or due to any other factors he shall make such recommendations to the President and the Congress as he deems appropriate to aid in stabilizing the domestic fisheries;

(3) develop and recommend special promotional and informational activities with a view to stimulating the consumption of fishery products whenever he determines that there is a prospective or actual surplus of such products;

(4) take such steps as may be required for the development, advancement, management, conservation, and protection of the fisheries resources; and

(5) take such steps as may be required for the development, management, advancement, conservation, and protection of wild-life resources through research, acquisition of refuge lands, development of existing facilities, and other means.

STATE DEPARTMENT—COOPERATION

SEC. 8. (a) The Secretary shall cooperate to the fullest practicable extent with the Secretary of State in providing representation at all meetings and conferences relating to fish and wildlife in which representatives of the United States and foreign countries participate.

The Secretary of State shall designate the Secretary of the Interior or the Assistant Secretary for Fish and Wildlife, or a person designated by the Secretary of the Interior to represent the Department of the Interior, as a member of the United States delegation attending such meetings and conferences and also as a member of the negotiating team of any such delegation.

(b) The Secretary of State and all other officials having responsibilities in the fields of technical and economic aid to foreign nations shall consult with the Secretary in all cases in which the interests of fish and wildlife are involved, with a view to assuring that such interests are adequately represented at all times.

(c) Notwithstanding any other provision of law, the Secretary shall be represented in all international negotiations conducted by the United States pursuant to section 350 of the Tariff Act of 1930, as amended, in any case in which fish products are directly affected by such negotiations.

48 Stat. 943.
19 USC 1351.

(d) The Secretary shall consult periodically with the various governmental, private nonprofit, and other organizations and agencies which have to do with any phase of fish and wildlife with respect to any problems that may arise in connection with such fish and wildlife.

REPORTS ON ACTIVITIES AND IMPORTS

SEC. 9. (a) The Secretary of the Interior shall make an annual report to the Congress with respect to activities of the United States Fish and Wildlife Service under this Act, and shall make such recommendations for additional legislation as he deems necessary.

Report to Congress.

(b) The Secretary is authorized to make a report to the President and the Congress, and, when requested by the United States Tariff Commission in connection with section 7 of the Trade Agreements Extension Act of 1951, as amended (67 Stat. 72, 74), or when an investigation is made under the Tariff Act of 1930 (19 U. S. C. 1332), the Secretary is authorized to make a report to such Commission, concerning the following matters with respect to any fishery product which is imported into the United States, or such reports may be made upon a request from any segment of the domestic industry producing a like or directly competitive product—

65 Stat. 74.
19 USC 1364.

(1) whether there has been a downward trend in the production, employment in the production, or prices, or a decline in the sales, of the like or directly competitive product by the domestic industry; and

(2) whether there has been an increase in the imports of the fishery products into the United States, either actual or relative to the production of the like or directly competitive product produced by the domestic industry.

THE RIGHTS OF STATES

67 Stat. 29.

SEC. 10. Nothing in this Act shall be construed (1) to interfere in any manner with the rights of any State under the Submerged Lands Act (Public Law 31, Eighty-third Congress) or otherwise provided by law, or to supersede any regulatory authority over fisheries exercised by the States either individually or under interstate compacts; or (2) to interfere in any manner with the authority exercised by any International Commission established under any treaty or convention to which the United States is a party.

AUTHORIZATION FOR APPROPRIATION

SEC. 11. There are hereby authorized to be appropriated such sums as may be necessary to carry out the provisions of this Act.

15 USC 713c-3.

SEC. 12. (a) The authorization for the transfer of certain funds from the Secretary of Agriculture to the Secretary of the Interior and their maintenance in a separate fund as contained in section 2 (a) of the Act of August 11, 1939, as amended July 1, 1954 (68 Stat. 376), shall be continued for the year ending June 30, 1957, and each year thereafter.

(b) Subsection (e) of section 2 of the aforesaid Act of August 11, 1939, as amended, is hereby amended to read as follows:

"(e) The separate fund created for the use of the Secretary of the Interior under section 2 (a) of this Act and the annual accruals thereto shall be available for each year hereafter until expended by the Secretary."

Approved August 8, 1956.

Public Law 1025

CHAPTER 1037

AN ACT

August 8, 1956
[H. R. 11911]

To authorize negotiations with respect to a compact to provide for a definition or relocation of the common boundary between Arizona and California, and for the appointment by the President of a Federal representative to the compact negotiations.

Arizona-California boundary compact.
Consent of Congress.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress is hereby given to the States of Arizona and California to negotiate and enter into a compact with respect to the definition or relocation of the common boundary of said States.

SEC. 2. Such consent is given upon the following conditions:

(1) A representative of the United States, not a resident of either Arizona or California, shall be appointed by the President of the United States; such representative shall participate in such negotiations and shall make a report to the President and to the Congress of the proceedings and of any compact entered into; and

(2) Such compact shall not be binding or obligatory upon either of such States unless and until it has been ratified by the legislature of each of such State and consented to by the Congress of the United States.

SEC. 3. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved August 8, 1956.

Public Law 1026

CHAPTER 1038

AN ACT

August 8, 1956
[S. 3879]

To supplement the antitrust laws of the United States, in order to balance the power now heavily weighted in favor of automobile manufacturers, by enabling franchise automobile dealers to bring suit in the district courts of the United States to recover damages sustained by reason of the failure of automobile manufacturers to act in good faith in complying with the terms of franchises or in terminating or not renewing franchises with their dealers.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That as used in this Act—

Automobile
dealers.

Definitions.

(a) The term "automobile manufacturer" shall mean any person, partnership, corporation, association, or other form of business enterprise engaged in the manufacturing or assembling of passenger cars, trucks, or station wagons, including any person, partnership, or corporation which acts for and is under the control of such manufacturer or assembler in connection with the distribution of said automotive vehicles.

(b) The term "franchise" shall mean the written agreement or contract between any automobile manufacturer engaged in commerce and any automobile dealer which purports to fix the legal rights and liabilities of the parties to such agreement or contract.

(c) The term "automobile dealer" shall mean any person, partnership, corporation, association, or other form of business enterprise resident in the United States or in any Territory thereof or in the District of Columbia operating under the terms of a franchise and engaged in the sale or distribution of passenger cars, trucks, or station wagons.

(d) The term "commerce" shall mean commerce among the several States of the United States or with foreign nations, or in any Territory of the United States or in the District of Columbia, or among the Territories or between any Territory and any State or foreign nation, or between the District of Columbia and any State or Territory or foreign nation.

(e) The term "good faith" shall mean the duty of each party to any franchise, and all officers, employees, or agents thereof to act in a fair and equitable manner toward each other so as to guarantee the one party freedom from coercion, intimidation, or threats of coercion or intimidation from the other party: *Provided*, That recommendation, endorsement, exposition, persuasion, urging or argument shall not be deemed to constitute a lack of good faith.

SEC. 2. An automobile dealer may bring suit against any automobile manufacturer engaged in commerce, in any district court of the United States in the district in which said manufacturer resides, or is found, or has an agent, without respect to the amount in controversy, and shall recover the damages by him sustained and the cost of suit by reason of the failure of said automobile manufacturer from and after the passage of this Act to act in good faith in performing or complying with any of the terms or provisions of the franchise, or in terminating, canceling, or not renewing the franchise with said dealer: *Provided*, That in any such suit the manufacturer shall not be barred from asserting in defense of any such action the failure of the dealer to act in good faith.

Suits against
automobile manu-
facturers.

SEC. 3. Any action brought pursuant to this Act shall be forever barred unless commenced within three years after the cause of action shall have accrued.

SEC. 4. No provision of this Act shall repeal, modify, or supersede, directly or indirectly, any provision of the antitrust laws of the United States.

SEC. 5. This Act shall not invalidate any provision of the laws of any State except insofar as there is a direct conflict between an express provision of this Act and an express provision of State law which can not be reconciled.

Approved August 8, 1956.

Public Law 1027

CHAPTER 1039

August 8, 1956
[S. 2379]

AN ACT

To promote the fishing industry in the United States and its Territories by providing for the training of needed personnel for such industry.

Fishing indus-
try.
Personnel train-
ing grants.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) the Secretary of the Interior is authorized to make grants, out of funds appropriated for the purposes of this section, to public and nonprofit private universities and colleges in the several States and Territories of the United States for such purposes as may be necessary to promote the education and training of professionally trained personnel (including scientists, technicians, and teachers) needed in the field of commercial fishing. Any amount appropriated for the purposes of this section shall be apportioned on an equitable basis, as determined by the Secretary of the Interior, among the several States and Territories for the purpose of making grants within each such State and Territory. In making such apportionment the Secretary of the Interior shall take into account the extent of the fishing industry within each State and Territory as compared with the total fishing industry of the United States (including Territories), and such other factors as may be relevant in view of the purposes of this section.

Appropriation.

(b) There are authorized to be appropriated not in excess of \$550,000 for the fiscal year beginning on July 1, 1955, and for each fiscal year thereafter for the purposes of this section.

Regulations.

(c) The Secretary of the Interior may establish such regulations as may be necessary to carry out the provisions of this section.

60 Stat. 775.
20 USC 15j.

SEC. 2. (a) Section 3 (a) of the Vocational Education Act of 1946 is amended by inserting after paragraph (4) the following new paragraph:

Appropriation.

"(5) \$375,000 for vocational education in the fishery trades and industry and distributive occupations therein, to be apportioned for expenditure in the several States and Territories on an equitable basis, as determined by the United States Commissioner of Education after consultation with the Secretary of the Interior, taking into account the extent of the fishing industry of each State and Territory as compared with the total fishing industry of the United States (including Territories)."

(b) Section 3 (b) of such Act is amended by striking out "paragraphs (1) to (4)" and inserting in lieu thereof "paragraphs (1) to (5)".

Approved August 8, 1956.

Public Law 1028

CHAPTER 1041

August 10, 1956
[H. R. 7049]

AN ACT

To revise, codify, and enact into law, title 10 of the United States Code, entitled "Armed Forces", and title 32 of the United States Code, entitled "National Guard"

[This Act is printed as Volume 70A, U. S. Statutes at Large.]